No. 18-302

IN THE

Supreme Court of the United States

ANDREI IANCU, UNDER SECRETARY OF COMMERCE FOR INTELLECTUAL PROPERTY AND DIRECTOR, UNITED STATES PATENT AND TRADEMARK OFFICE,
Petitioner,

v.

ERIK BRUNETTI,
Respondent.

On Writ of Certiorari
to the United States Court of Appeals
for the Federal Circuit

BRIEF FOR PROFESSORS BARTON BEEBE AND JEANNE FROMER AS *AMICI CURIAE* SUPPORTING RESPONDENT

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INTEREST OF THE *AMICI CURIAE*[1]

Amici are law professors at New York University School of Law.[2] We have no personal stake in the outcome of this case. Rather, we have a professional interest in seeing trademark law interpreted with fidelity to the First Amendment. We have recently published a large-scale empirical study of all 6.7 million trademark applications filed at the PTO from 1985 through 2016, together with the 300,000 trademarks already registered at the PTO as of 1985. See Barton Beebe & Jeanne C. Fromer, *Are We Running Out of Trademarks? An Empirical Study of Trademark Depletion and Congestion*, 131 Harv. L. Rev. 945 (2018) (Beebe & Fromer, *Are We Running Out of Trademarks?*). As a result of that work, we are in possession of comprehensive data on the operation of the trademark registration process at the PTO. This brief seeks to put these data at the Court's disposal in the hope that doing so proves useful in resolving the question presented.

INTRODUCTION AND SUMMARY OF ARGUMENT

In 2017, this Court held that the Lanham Act's prohibition on the registration of trademarks that

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[1] All parties have consented to the filing of this brief. No counsel for a party authored this brief in whole or in part, and no person other than *amici* and their counsel made a monetary contribution to its preparation or submission.

[2] Our institutional affiliation is given for identification purposes only.

"disparage * * * or bring * * * into contemp[t] or disrepute" any "persons, living or dead," 15 U.S.C. § 1052(a), violates the Free Speech Clause of the First Amendment. *Matal v. Tam*, 137 S. Ct. 1744, 1751 (2017).

This case presents the question whether the neighboring prohibition on the registration of trademarks that "[c]onsis[t] of or compris[e] immoral * * * or scandalous matter," 15 U.S.C. § 1052(a), also runs afoul of the First Amendment's Free Speech Clause. Whether this provision is unconstitutional turns in part on whether, and to what extent, the PTO has applied this provision arbitrarily or inconsistently.

We have therefore undertaken a large-scale empirical study of trademark applications and registrations at the PTO to assess to what degree the PTO is arbitrary or inconsistent in its implementation of the § 1052(a) prohibition on the registration of immoral or scandalous marks. In particular, we have systematically studied all 3.6 million applications for marks that include text (which we refer to as "word-mark applications") filed at the PTO from 2003 through 2015 to learn which marks the PTO has refused to register for being immoral or scandalous in contravention of § 1052(a).

Our study shows, from multiple vantage points, that the PTO's enforcement of the immoral-or-scandalous-marks provision is systematically inconsistent and arbitrary. That conclusion has led us to file this brief supporting respondent. Whether or not the Court agrees with our ultimate conclusion, however, our data may be useful to the Court's

decision, and we have submitted the results of our study to assist the Court as fully as possible.

ARGUMENT

I. THE PTO'S ENFORCEMENT OF § 1052(a)'S IMMORAL-OR-SCANDALOUS-MARKS PROVISION IS SYSTEMATICALLY INCONSISTENT AND ARBITRARY.

Our study shows that the PTO's enforcement of the immoral-or-scandalous-marks provision is systematically inconsistent and arbitrary. First, many of the PTO's refusals show inconsistency on their face: the PTO routinely states that it cannot register an applied-for mark because the mark is immoral or scandalous—*and* because in any event, it has already allowed *someone else to register the same mark*, or a highly similar one, with respect to the same or similar goods or services. Second, the PTO is arbitrary and inconsistent in allowing certain applications to overcome an immoral-or-scandalous refusal under § 1052(a). Third, the PTO often treats identical or highly similar marks on identical or highly similar goods differently, approving some for publication and refusing others as immoral or scandalous. Fourth, in its immoral-or-scandalous refusals, the PTO has discriminated between registrable and unregistrable marks based on those marks' viewpoint.

A. Study Design.

For our study, we used two datasets. First is the PTO's Trademark Case Files Dataset, which the PTO made publicly available in 2012 and has since

updated annually.[3] That dataset currently provides detailed information about all 7.3 million trademark applications filed at the PTO from 1982 through 2017, including data on applicant and mark characteristics, prosecution events, and ownership and renewal history. The dataset also provides more limited information on the 208,084 trademarks already registered at the PTO as of 1982 that were based on applications filed before 1982.

A significant limitation of the Trademark Case Files Dataset, however, is that it does not indicate the grounds for a refusal to register a mark. We therefore developed a second dataset of our own, containing all office actions issued by the PTO from 2003 (when the PTO began posting its office actions online) through 2017.[4] To develop this dataset, we systematically downloaded some 3.1 million office actions from the PTO website and used keywords and key phrases to autocode them for certain characteristics. Most relevant here, we autocoded the

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[3] See U.S. Patent & Trademark Office, Trademark Case Files Dataset (2018), https://www.uspto.gov/learning-and-resources/electronic-data-products/trademark-case-files-dataset-0; *see also* Stuart Graham et al., U.S. Patent & Trademark Office, *The USPTO TradeMark Case Files Dataset: Descriptions, Lessons, and Insights* 3, 35 (2013), https://www.uspto.gov/sites/default/files/ip/officechiefecon/Trademark_Case_File_Data_Documentation_31January2013_final.pdf (describing the dataset and surveying trends in trademark applications and registrations).

[4] This dataset is discussed further in Beebe & Fromer, *Are We Running Out of Trademarks?*, at 973-74.

office actions for whether the PTO refused registration on the basis that the applied-for mark was immoral or scandalous, 15 U.S.C. § 1052(a), and on the basis that the applied-for mark was confusingly similar to an already-registered mark, 15 U.S.C. § 1052(d).[5]

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[5] The trademark registration process begins when the applicant files an application identifying, among other things, the mark for which the applicant seeks registration and the goods or services with which the applicant currently uses the mark or intends in the future to use the mark. The PTO then examines the application for compliance with formalities and to determine if there are any grounds for refusal to register the mark, such as that the mark is immoral or scandalous under § 1052(a) or that the mark is confusingly similar to an already-registered mark under § 1052(d). If the PTO determines that the application complies with all formalities and that there are no grounds for refusal, the PTO then publishes the mark in the Trademark Official Gazette. At this stage, the PTO has essentially declared that as far as it is concerned, the mark is ready to be registered (though in rare instances, the PTO will sometimes issue a refusal even after the mark has been published). Any party that believes it may be harmed by registration of the mark then has thirty days to oppose registration of the mark. If no opposition is filed or if the mark is unsuccessfully opposed, the mark then proceeds to registration, except that if the applicant was not yet using the mark in commerce at the time of application, the applicant must first submit evidence of actual use in commerce before the PTO will register the mark. See U.S. Patent & Trademark Office, Trademark process, https://www.uspto.gov/trademarks-getting-started/trademark-process#step1 (providing an overview of the trademark registration process); Barton Beebe, *Trademark Law: An Open-Source Casebook* 269-73 (5th ed. 2018), http://tmcasebook.org/wp-content/uploads/2018/07/BeebeTMLaw-5.0-Full-Book.pdf.

We used these two datasets, along with others, in recently published work to study whether we are exhausting the supply of competitively effective trademarks. Beebe & Fromer, *Are We Running Out of Trademarks?*. Here, we use these datasets to analyze comprehensively the PTO's application of the § 1052 prohibition on the registration of immoral or scandalous marks with respect to applications filed from 2003 through 2015. Because of the significant computational challenges presented by the analysis of trademark applications for marks consisting only of images, we restrict our analysis here to word-mark applications. During the period studied, 97% of trademark applications submitted to the PTO were for marks that consisted in whole or part of text.

As background, Appendix 1 shows the number of word-mark applications for registration on the Principal Register received by the PTO from 2003 through 2015. For applications filed from 2003 through 2015, Appendix 2 details by filing year the number of word-mark applications that received an immoral-or-scandalous refusal and the number of such refusals that were overcome.

Before relaying our findings, we note (and we caution the reader) that they include a number of words and phrases not appropriate for polite company. We have included these details so that the Court can decide for itself why the PTO registered some marks and refused registration to others—sometimes to the same mark. They are included in full so that the Court can fully evaluate the PTO's consistency—or lack thereof.

B. The PTO Routinely Refuses Registration on the Basis That the Asserted Mark Both Contravenes § 1052(a)'s Immoral-or-Scandalous-Marks Provision and § 1052(d)'s Prohibition on Registration of a Mark That Is Confusingly Similar to an Already-Registered Mark.

While § 1052(a) of the Lanham Act prohibits the registration of a mark that "[c]onsists of or comprises immoral * * * or scandalous matter," § 1052(d) prohibits the registration of a mark that "[c]onsists of or comprises a mark which so resembles a mark registered in the Patent and Trademark Office * * * as to be likely, when used on or in connection with the goods of the applicant, to cause confusion, or to cause mistake, or to deceive." 15 U.S.C. § 1052(d). Remarkably, the PTO routinely issues refusals to the same application on the twin bases that the applied-for mark is immoral or scandalous under § 1052(a) and that the applied-for mark is confusingly similar to an already-registered mark under § 1052(d). In each of these cases, the PTO stated that the mark was immoral or scandalous and thus could not be registered—*and* that the PTO had already registered a highly similar mark on highly similar goods or services. By its own admission, therefore, the PTO is making a large number of inconsistent applications of the § 1052(a) prohibition on the registration of immoral-or-scandalous marks—and often just a short time apart.

Consider some examples of applications for marks that are similar to respondent's proposed mark FUCT. In 2009, the PTO refused to register the mark FUK!T

in connection with apparel (Class 25)[6] and the operation of an internet website (Class 42) on the bases that the applied-for mark was immoral or scandalous under § 1052(a) and confusingly similar under § 1052(d) to the recently-registered mark PHUKIT for apparel (Class 25).[7] Similarly, on June

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[6] Class numbers denote what goods or services the mark is to be used with. A trademark applicant must specify the goods and services in connection with which the applicant claims the exclusive right to use the mark. See 15 U.S.C. § 1051(a)(2). The applicant includes a written description of the goods and services and also designates one or more of the forty-five categories of goods and services contained in the International Classification of Goods and Services for the Purposes of the Registration of Marks, which are listed in Appendix 3. U.S. Patent & Trademark Office, *Trademark Manual of Examining Procedure* § 1401.03 (Oct. 2017); 37 C.F.R. § 2.32(a)(7); see also List of Classes with Explanatory Notes, World Intell. Prop. Org., http://web2.wipo.int/classifications/nice/nclpub/en/fr/20170101/classheadings/?explanatory_notes.

Appendix 4 sets forth the international classes of goods or services claimed by all word-mark applications filed from 2003 through 2015 that received a § 1052(a) immoral-or-scandalous refusal. As Appendix 4 indicates, a very large proportion of applications receiving a § 1052(a) immoral-or-scandalous refusal claim the applied-for mark for use in connection with apparel goods (Class 25). Entertainment services (Class 41) and printed matter (Class 16) also show significant levels of applications receiving a § 1052(a) immoral-or-scandalous refusal.

[7] Trademark Application Serial No. 77,818,033 was filed on September 1, 2009, in connection with FUK!T for apparel. In the same office action letter dated December 7, 2009, the PTO refused registration on the twin grounds of immoral-or-scandalous content and confusing similarity with the mark in U.S. Registration No. 2,934,721, namely PHUKIT for apparel, as registered on March 22, 2005.

18, 2013, the PTO registered the mark PHUC for apparel (Class 25). Four days before, on June 14, 2013, the PTO sent out an office action refusing to register the mark P.H.U.C. CANCER (PLEASE HELP US CURE CANCER) in connection with apparel (Class 25) on the bases that the mark was immoral or scandalous and confusingly similar to the about-to-be-registered mark PHUC for apparel. At no time during its registration process did the earlier-filed mark PHUC for apparel receive any immoral-or-scandalous refusal.[8]

The PTO has done this repeatedly—*i.e.*, given different treatment to the same (or nearly same) F-word variant, for use on the same kind of goods. For

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[8] Trademark Application Serial No. 85,418,294 was filed on September 8, 2011, for the mark PHUC for apparel (Class 25). Trademark Application Serial No. 85,855,531, was subsequently filed on February 20, 2013, for the mark P.H.U.C. CANCER (PLEASE HELP US CURE CANCER) in connection with apparel (Class 25). Because the earlier-filed application had not yet been published and registered, the PTO's office action noted that this "mark[] in [a] prior-filed pending application[] may present a bar to registration of applicant's mark," and that "[i]f the mark[] in the referenced application[] register[s], applicant's mark may be refused registration * * * because of a likelihood of confusion between the marks." Office Action, June 14, 2013, http://tsdr.uspto.gov/documentviewer?caseId=sn85855531&docId=OOA20130614133853#docIndex=2&page=1. The earlier-filed application received no immoral-or-scandalous refusal and was published on March 20, 2012, and registered on June 18, 2013 (U.S. Registration No. 4,354,653). The subsequent application for P.H.U.C. CANCER (PLEASE HELP US CURE CANCER) was abandoned after the PTO issued the office action refusing to register it.

example, the PTO registered F U 2 for apparel, but barely two years later refused to register F.U. for apparel because it was both immoral and confusingly similar to the registered mark F U 2.[9] Similarly, the PTO registered FVCK STREET WEAR for apparel, but then two years later refused to register FVCKD because it was scandalous and also confusingly similar to an already-registered mark.[10]

There is a wide range of marks for which these twin refusals occur, well beyond those that are variations on respondent Brunetti's applied-for mark. As illustration, the PTO has asserted in office actions that each of the following marks both contravenes the immoral-or-scandalous-marks provision and is confusingly similar to an already-registered mark:

- MILF SEEKER for online entertainment services, immoral or scandalous and

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[9] Trademark Application Serial No. 86,533,866, filed on February 12, 2015, sought to register the mark F.U. in connection with apparel (Class 25). In an office action dated May 26, 2015, the PTO refused registration on the bases that the applied-for mark was immoral or scandalous and confusingly similar to the mark in U.S. Registration No. 4,254,831, namely F U 2 for apparel (Class 25), as registered on December 4, 2012.

[10] Trademark Application Serial No. 86,808,278, filed November 3, 2015, sought to register the mark FVCKD in connection with apparel (Class 25). In an office action dated August 26, 2016, the PTO refused registration on the bases that the applied-for mark was immoral or scandalous and confusingly similar to the mark in U.S. Registration 4,515,888, namely FVCK STREET WEAR for apparel (Class 25), as registered on April 15, 2014.

confusingly similar to the recently-registered mark MILFHUNTER for online entertainment services;[11]

- DS DIRTY SANCHEZ for apparel, immoral or scandalous and confusingly similar to the recently-registered mark DIRTY SANCHEZ for prerecorded video and entertainment services;[12]
- HONKEY SOCAL for apparel, immoral or scandalous and confusingly similar to the recently-registered mark HONKEE for apparel;[13]

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[11] Trademark Application Serial No. 77,043,802, filed November 14, 2006, sought to register the mark MILF SEEKER in connection with online entertainment services (Class 41). In an office action dated March 19, 2007, the PTO refused registration on the bases that the applied-for mark was immoral or scandalous and confusingly similar to the mark in U.S. Registration 2,936,139, namely MILFHUNTER for online entertainment services (Class 41), as registered on March 29, 2005.

[12] Trademark Application Serial No. 78,495,056, filed October 5, 2004, sought to register the mark DS DIRTY SANCHEZ in connection with apparel (Class 25). In an office action dated May 9, 2005, the PTO refused registration on the bases that the applied-for mark was immoral or scandalous and confusingly similar to the mark in U.S. Registration 2,926,500, namely DIRTY SANCHEZ for prerecorded video (Class 9) and entertainment services (Class 41), as registered on February 15, 2005.

[13] Trademark Application Serial No. 77,133,487, filed March 16, 2007, sought to register the mark HONKEY SOCAL in connection with apparel (Class 25). In an office action dated

- MIDDLEFINGER for apparel, immoral or scandalous and confusingly similar to the recently-registered mark JONNY MIDDLEFINGER for bags and apparel;[14]
- BANGBOAT for online adult-entertainment services, immoral or scandalous and confusingly similar to the recently-registered mark BANGBUS for online adult-entertainment services;[15]
- FAT COCK BEER for beer, immoral or scandalous and confusingly similar to the

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June 29, 2007, the PTO refused registration on the bases that the applied-for mark was immoral or scandalous and confusingly-similar with the mark in U.S. Registration 3,128,361, namely HONKEE for apparel (Class 25), as registered on August 15, 2006.

[14] Trademark Application Serial No. 78,863,232, filed April 17, 2006, sought to register the mark MIDDLEFINGER in connection with apparel (Class 25). In an office action dated September 25, 2006, the PTO refused registration on the bases that the applied-for mark was immoral or scandalous and confusingly-similar with the mark in U.S. Registration 2,381,895, namely JONNY MIDDLEFINGER for bags (Class 19) and apparel (Class 25), as registered on August 29, 2000.

[15] Trademark Application Serial No. 78,618,356, filed April 27, 2005, sought to register the mark BANGBOAT in connection with online adult-entertainment services (Class 42). In an office action dated December 2, 2005, the PTO refused registration on the bases that the applied-for mark was immoral or scandalous and confusingly-similar with the mark in U.S. Registration 2,810,145, namely BANGBUS for online adult-entertainment services (Class 41), as registered on February 3, 2004.

recently-registered mark RED COCK BEER for beer;[16]

- CAMEL TOES for apparel, immoral or scandalous and confusingly similar to the already-registered mark CAMEL TOES for apparel.[17]

These twin refusals also occur with regard to marks containing non-English words. Consider the following examples, both in Spanish:

- PINCHE TAQUERIA (translated by the PTO in its § 1052(a) refusal as "fucking taco stand") for food services (Class 43), immoral or scandalous and confusingly similar to an application filed nine days earlier for PINCHES TACOS for food services (Class 43), which received no immoral-or-

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[16] Trademark Application Serial No. 85,253,332, filed February 28, 2011, sought to register the mark FAT COCK BEER in connection with beer (Class 32). In an office action dated July 5, 2011, the PTO refused registration on the bases that the applied-for mark was immoral or scandalous and confusingly similar to the mark in U.S. Registration 3,793,133, namely RED COCK BEER for beer (Class 32), as registered on May 25, 2010.

[17] Trademark Application Serial No. 78,697,334, filed August 22, 2005, sought to register the mark CAMEL TOES in connection with apparel (Class 25). In an office action dated March 10, 2006, the PTO refused registration on the bases that the applied-for mark was immoral or scandalous and confusingly similar to the mark in U.S. Registration 1,872,570, namely CAMEL TOES for apparel (Class 25), as registered on January 10, 1995.

scandalous refusal and was subsequently registered;[18]

- UN CABRON POR MI PATRON (translated by the PTO in its § 1052(a) refusal as "a prick or motherfucker for my boss") for apparel, immoral or scandalous and confusingly similar to the recently-registered mark CABRON 49 for apparel.[19]

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[18] Trademark Application Serial No. 77,513,028 was filed on July 1, 2008, for the mark PINCHES TACOS in connection with food services (Class 43). Trademark Application Serial No. 77,519,564 was subsequently filed on July 10, 2008, for PINCHE TAQUERIA in connection with food services (Class 43). In an office action dated October 20, 2008, the PTO refused registration of the PINCHE TAQUERIA mark on the bases that it was immoral or scandalous and confusingly similar to the earlier-filed PINCHES TACOS mark. Because the earlier-filed application had not yet been published and registered, the PTO's office action noted that "a potentially conflicting mark in a prior-filed pending application [the earlier-filed application] may present a bar to registration," and that "[i]f the referenced application registers, registration may be refused in this case under Section 2(d)." Office Action, Oct. 20, 2008, http://tsdr.uspto.gov/documentviewer?caseId=sn77519564&docId=OOA20081020172830#docIndex=1&page=1. The PINCHE TAQUERIA applicant then abandoned its application. PINCHES TACOS received no immoral-or-scandalous refusal and was published on November 25, 2008, and registered on February 10, 2009.

[19] Trademark Application Serial No. 77,060,638, filed December 8, 2006, sought to register the mark UN CABRON POR MI PATRON in connection with apparel (Class 25). In an office action dated February 15, 2007, the PTO refused registration on the bases that the applied-for mark was immoral or scandalous and confusingly similar to the mark in U.S. Registration

Appendix 5 sets forth, by filing year, all 114 trademark applications filed from 2003 through 2015 that were refused registration (and failed to publish) on the bases that the applied-for mark was immoral or scandalous under § 1052(a) and confusingly similar under § 1052(d) to a mark that the PTO had already registered or at least already approved for publication in the Official Gazette.[20] This appendix shows more comprehensively what these examples illustrate: that the PTO has acted inconsistently in issuing immoral-or-scandalous refusals to a wide range of words—from commonly used profanities like FUCK and its variations to a slew of less widespread words—suggesting that the inconsistent treatment is broad and irremediable.

3,202,335, namely CABRON 49 for apparel (Class 25), as registered on January 23, 2007.

[20] We do not include in this list trademark applications that received twin refusals for being immoral or scandalous and for being confusingly similar when the confusing similarity related to a different aspect of the mark than the one the PTO found immoral or scandalous. For example, with regard to the trademark application for ADIOS M.F. for alcoholic cocktail mixes (Class 33), see Trademark Application Serial No. 77,560,340, filed Sept. 2, 2008, the PTO, on December 8, 2008, refused the application on the ground that the mark was immoral or scandalous for meaning "goodbye motherfucker," and also that it was confusingly similar to registered mark ADIOS AMIGO for mixed drinks (Class 33), Trademark Registration No. 3,262,700, registered July 10, 2007. In such an instance, a twin refusal does not suggest inconsistency on the part of the PTO in application of the immoral-or-scandalous-marks provision.

These inconsistencies cannot be explained away as merely the result of the marks at issue being used in different contexts—such as differing "meaning in relation to the particular goods and services for which registration is sought" and "change[s in attitudes] over time," as petitioner suggests. Gov't Br. 45-46. This is precisely because in these situations of twin refusals, the PTO asserted that the applied-for mark was immoral or scandalous and contextually similar enough to the already-registered mark that consumer confusion would result.[21] Moreover, the PTO issued these twin refusals against applied-for marks whose application dates were close in time to the publication and registration dates of the earlier-filed marks that the PTO cited as the basis for its confusing similarity refusals under § 1052(d), which indicates that changing attitudes cannot explain these inconsistencies.

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[21] Specifically, in deciding to refuse the registration of an applied-for mark as confusingly similar to an already-registered mark, the PTO looks to "[t]he similarity or dissimilarity of the marks in their entireties as to appearance, sound, connotation and commercial impression" and "[t]he similarity or dissimilarity and nature of the goods or services as described in an application or registration or in connection with which a prior mark is in use." *In re E.I. du Pont de Nemours & Co.*, 476 F.2d 1357, 1361 (C.C.P.A. 1973).

C. The PTO Is Inconsistent and Arbitrary in Allowing Certain Applications to Overcome a § 1052(a) Immoral-or-Scandalous Refusal.

Sometimes the PTO refuses to register a mark as immoral or scandalous, but then backs down and allows the mark to be published and ultimately registered. A review of these registrations provides further evidence that the PTO is arbitrary and inconsistent in its administration of the immoral-or-scandalous marks provision.

Of the 1,901 word-mark applications filed from 2003 through 2015 that were refused registration as immoral or scandalous, 140 applications overcame that refusal and 91 proceeded to registration.[22] In many instances, the PTO appears arbitrarily to have accepted dubious reasoning in withdrawing its § 1052(a) immoral-or-scandalous refusal—reasoning that the PTO has rejected in similar contexts.

For example, in 2013 the PTO refused to register the mark F'D UP for use in connection with apparel (Class 25) and skateboard parts (Class 28)[23] on the ground that it was immoral or scandalous, reasoning in an office action that "'F'D UP' is a common abbreviation for the obscene and vulgar phrase

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[22] See Appendix 2.

[23] See Trademark Application Serial No. 85/762,896 (filed Oct. 24, 2012).

'fucked up.'"[24] The applicant responded: "We have defined the f'd up to represent fired up (get fired up)[, and] we are now using the words fired up with our advertising of f'd up products."[25] Apparently accepting this representation as sufficient to resolve the matter, the PTO issued no further office actions, published the application on September 3, 2013, and registered it on March 11, 2014.

By contrast, in 2010 the PTO refused to register the mark EFF U for use in connection with apparel (Class 25)[26] on the ground that it was immoral or scandalous, reasoning in an office action that "EFF U, * * * the phonetic equivalent of 'Fu' meaning 'fuck you,'" is "scandalous, immoral, and offensive."[27] The applicant responded that EFFU was not necessarily vulgar and an "example of eff-u not being vulgar would be a television show called EFFIN science."[28]

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[24] See Office Action, Feb. 28, 2013, http://tsdr.uspto.gov/documentviewer?caseId=sn85762896&docId=OOA20130228165144#docIndex=17&page=1.

[25] See Response to Office Action, June 10, 2013, http://tsdr.uspto.gov/documentviewer?caseId=sn85762896&docId=ROA20130610185140#docIndex=16&page=1.

[26] See Trademark Application Serial No. 77,959,391, filed Mar. 15, 2010.

[27] See Office Action, June 9, 2010, http://tsdr.uspto.gov/documentviewer?caseId=sn77959391&docId=OOA20100609155823#docIndex=5&page=1.

[28] See Response to Office Action, Nov. 7, 2010, http://tsdr.uspto.gov/documentviewer?caseId=sn77959391&docId=OOA20100609#docIndex=3&page=1.

The PTO maintained its refusal, stating that "EFFU, which is a direct vulgar insult meaning 'go away' or 'go to hell,' is distinguishable from the term EFFIN."[29] The applicant subsequently abandoned its application.

In the instant case, respondent has similarly asserted to the PTO that FUCT is not necessarily vulgar. He argued in response to the PTO's immoral-or-scandalous refusal that "[a]lthough FUCT is a made-up word, "to the extent it has any meaning at all, it is FRIENDS U CAN'T TRUST."[30] Indeed, Mr. Brunetti cited in support of this definition the same source, the "Urban Dictionary," that the PTO itself cites. But unlike the applicant for the mark F'D UP, Brunetti drew an examiner who was unwilling to accept reasoning of this nature.

Another example: in 2007, the PTO refused to register the mark MILF NEXT DOOR for use in connection with adult-oriented internet audiovisual entertainment (Class 41), [31] explaining that "the acronym MILF means MOTHER I'D LIKE TO

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[29]See Office Action, Nov. 22, 2010, http://tsdr.uspto.gov/documentviewer?caseId=sn77959391&docId=OOA20100609155823#docIndex=2&page=1.

[30] See Response to Office Action, Jan. 2, 2013, http://tsdr.uspto.gov/documentviewer?caseId=sn85310960&docId=ROA20111221192649#docIndex=6&page=1.

[31] See Trademark Application Serial No. 77/064,757 (filed Dec. 14, 2006).

F**K."[32] In response, the applicant explained, among much else, that "MILF is a title of distinction—a badge of honor—a triumph of the mature woman over a society that fetishizes youth and deems age to be akin to rot. Against this onslaught, this forty-something woman proudly bears the title, and no less importantly craves to retain it." [33] The PTO maintained and made final its immoral-or-scandalous refusal.[34] But then six months later, it inexplicably withdrew its refusal[35] and published the mark for opposition on August 5, 2008. The mark was registered on October 21, 2008.

By contrast, in 2005 the PTO refused under § 1052(a) to register the mark MILF.XXX in connection with adult-oriented internet audiovisual entertainment (Class 41),[36] explaining that "the term 'MILF' included in the applied-for mark means

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[32] See Office Action, Apr. 9, 2007, http://tsdr.uspto.gov/documentviewer?caseId=sn77064757&docId=OOA20070409153925#docIndex=24&page=1.

[33] See Response to Office Action, Oct. 9, 2007, http://tsdr.uspto.gov/documentviewer?caseId=sn77064757&docId=ROA20071010192525#docIndex=17&page=1.

[34] See Office Action, Nov. 1, 2007, http://tsdr.uspto.gov/documentviewer?caseId=sn77064757&docId=OOA20071101124745#docIndex=15&page=1.

[35] See Notation to File, June 4, 2008, http://tsdr.uspto.gov/documentviewer?caseId=sn77064757&docId=OOA20071101124745#docIndex=13&page=1.

[36] See Trademark Application Serial No. 78/643,772 (filed June 4, 2005).

'Mother [or Mom] I'd Like [to] Fuck' and is thus scandalous because it refers to a lewd or scandalous act." [37] The applicant responded that "'MILF' is susceptible to multiple meanings which may be completely innocuous," among them "'Moro Islamic Liberation Front (Muslim group in the Philippines)," "'Man I Like Fragging (Counter Strike gaming clan)," and "'Mother I'd Like to Find" (polite form; from the movie American Pie)."[38] In a subsequent office action, the PTO maintained and made final its refusal, stating that "a substantial composite of the general public would associate the term 'MILF' with the offensive phrase 'mom [or mother] I'd like to fuck,' rather than one of the possible alternative meanings offered by the applicant."[39] The PTO asserted that this was particularly true in light of the type of adult entertainment services offered by MILF.XXX, which was precisely the same type of services offered in connection with the mark MILF NEXT DOOR, which was registered two years later. After the PTO's final refusal, the applicant for MILF.XXX abandoned its application.

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[37] See Office Action, Dec. 28, 2005, http://tsdr.uspto.gov/documentviewer?caseId=sn78643772&docId=OOA20051228022840#docIndex=7&page=1.

[38] See Response to Office Action, June 29, 2006, http://tsdr.uspto.gov/documentviewer?caseId=sn78643772&docId=OOA20051228#docIndex=4&page=1.

[39] See Office Action, Aug. 10, 2006, http://tsdr.uspto.gov/documentviewer?caseId=sn78643772&docId=OOA20051228022840#docIndex=3&page=1.

These dubious allowances and conflicting refusals are not isolated instances. Appendix 6 sets forth, by filing year, all 140 word-mark applications filed from 2003 through 2015 that were refused registration on the basis that the applied-for mark was immoral or scandalous but that overcame that refusal—a subset of which then proceeded to registration. Appendix 6 reports numerous examples of published and registered word marks that should not have merited publication or registration if the PTO were applying its immoral or scandalous review in a non-arbitrary and consistent manner.

D. The PTO Often Treats Identical or Highly Similar Marks on Identical or Highly Similar Goods Differently, Approving Some for Publication and Refusing Others as Immoral or Scandalous.

For applications filed from 2003 through 2015, the PTO failed to issue an immoral-or-scandalous refusal to and approved for publication a significant number of applications that sought to register a word mark that, based on the PTO's own § 1052(a) refusal practices, was immoral or scandalous regardless of context.

For example, in 2011 the PTO issued an immoral-or-scandalous refusal to an application for the mark HUNG LIKE A MULE .COM YOU HAVE A VOID AND WE CAN FILL IT 7+ in connection with dating services (Class 45), owing to the subpart HUNG

LIKE A MULE.[40] The applicant subsequently abandoned its application. Yet in 2015, the PTO registered the mark HUNG LIKE A M.U.L.E. for apparel (Class 25) without any immoral-or-scandalous objection.[41]

Taking another example, in 2007 the PTO issued an immoral-or-scandalous refusal to an application for the mark STFU for apparel (Class 25),[42] stating that "STFU is an acronym for the expletive 'shut the fuck up.'"[43] The applicant then abandoned its application. By contrast, in 2016 the PTO registered the mark STFU for noise suppressors for firearms (Class 13) without any immoral-or-scandalous objection.[44]

Other examples emerge from applications for marks containing non-English words. In 2008, the PTO issued an immoral-or-scandalous refusal to an application for the mark CAJONES for dietary

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[40] See Trademark Application Serial No. 85/418,659 (filed Sept. 9, 2011). The PTO issued this refusal in an office action dated December 27, 2011.

[41] See Trademark Registration No. 4,796,702, registered Aug. 18, 2015.

[42] See Trademark Application Serial No. 77/090,708 (filed Jan. 25, 2007).

[43] Office Action, May 19, 2007, http://tsdr.uspto.gov/documentviewer?caseId=sn77090708&docId=OOA20070519190640#docIndex=1&page=1.

[44] See Trademark Registration No. 4,932,276, registered on January 16, 2016.

supplements (Class 5).[45] It cited evidence from urbandictionary.com, among other sources, in support of the conclusion that:

> the proposed mark "CAJONES" means "TESTICLES" or "BALLS" and is thus scandalous because it is a commonly used vulgar slang term for a part of the male genitalia. In addition, while the proper spelling of the term is "COJONES" the attached evidence demonstrates that "CAJONES" is a common and often intentional misspelling of the word "COJONES" and has the same overall commercial impression.[46]

The applicant subsequently abandoned the application.

Yet in 2008 the PTO registered the mark CAJONES for party games (Class 28) without any immoral-or-scandalous objection,[47] even though, with authorization from the applicant's attorney, it amended the application record to include the following translation statement: "The foreign wording in the mark translates into English as drawers, and

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[45] See Trademark Application Serial No. 77/291,198 (filed on Sept. 28, 2007).

[46] Office Action, Jan. 4, 2008, http://tsdr.uspto.gov/documentviewer?caseId=sn77291198&docId=OOA20080104140332#docIndex=2&page=1.

[47] See Trademark Registration No. 3,444,976, registered June 10, 2008.

as a slang term for testicles." Similarly, in 2005 the PTO issued no immoral-or-scandalous refusal to the mark CAJONES for beer (Class 32)[48] and published the mark. In an office action, the PTO had asked the applicant for a translation of the mark, stating: "The following translation statement is suggested: 'The English translation of CAJONES is drawers.'" (The application subsequently failed to proceed to registration because the applicant failed to submit evidence of actual use of the mark).

As a final example, the PTO has been inconsistent in its treatment of "obscenicons" (defined as "strings of symbols, like %$*$##@, used in comic books to represent obscenities" [49]), approving some for publication, while refusing to register other very similar obscenicons on the basis that they are immoral or scandalous. For example, in 2009 the PTO issued no immoral-or-scandalous refusal to the mark $#!+ for use in connection with novelty gift items (Class 20) and apparel (Class 25).[50] By contrast, the PTO issued immoral-or-scandalous refusals to the

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[48] See Trademark Application Serial No. 78/452,365 (filed July 17, 2004).

[49] Patricia T. O'Conner & Stewart Kellerman, *What Do You Call a %$*$##@?*, Grammarphobia Blog (Mar. 1, 2011), https://www.grammarphobia.com/blog/2011/03/grawlix.html.

[50] See Trademark Application Serial No. 77/668,860 (filed Feb. 12, 2009). The mark was published on January 5, 2010 (but failed to register because the applicant filed no evidence of use in commerce).

marks NO $#!+[51] and APE $#!+,[52] both filed only a few years after the application for the mark $#!+.

Again, these are not isolated examples. Appendix 7 sets forth all word-mark applications for words longer than one letter filed from 2003 through 2015 that received no immoral-or-scandalous refusal and proceeded to publication (and often to registration) even though the applications were for word marks that identically matched terms which had elsewhere triggered an immoral-or-scandalous refusal. Perhaps context could explain some of the rejections, *i.e.*, the PTO might have thought some of the word marks listed in Appendix 7 were immoral or scandalous with respect to some goods or services, but not

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[51] See Trademark Application Serial No. 85/855,449 (filed Feb. 20, 2013), for NO $#!+ for website (Class 41). In an office action dated May 15, 2013, the PTO explained: "The attached evidence from The Merriam-Webster On-line Dictionary, Dictionary.com, and the Urban Dictionary show[s] that this wording is an expression of incredulity and is considered to be vulgar. The substitution of the symbols $ # ! + for the letters S H I T is a chat room designation used to circumvent language filters." Office Action, May 15, 2013, http://tsdr.uspto.gov/documentviewer?caseId=sn85855449&docId=OOA20130515082926#docIndex=8&page=1.

[52] See Trademark Application Serial No. 85/611,740 (filed Apr. 30, 2012), for APE $#!+ for apparel (Class 25). In an office action dated May 22, 2013, the PTO explained: "The attached evidence from the web-based *Urban Dictionary* shows that the lettering $#!+ is a common substitution for the word 'shit.'" Office Action, May 22, 2013, http://tsdr.uspto.gov/documentviewer?caseId=sn85611740&docId=OOA20130522162859#docIndex=6&page=1.

others.[53] But context cannot explain them all. And in any event, the need for the PTO to engage in such difficult contextual judgments helps show the essential arbitrariness of the process of determining that certain uses of a word mark are immoral or scandalous while certain other uses of the same mark are not.

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[53] For example, the PTO has refused registration of numerous applications for marks consisting in whole or part of the term BALLS. See, *e.g.*, Trademark Application Serial No. 77/587,730 (filed Oct. 7, 2008), for GOT BALLS... in connection with apparel (Class 25); Trademark Application Serial No. 85/051,113 (filed May 31, 2010), for FEEL YOUR BALLS in connection with apparel (Class 25). However, the PTO issued no immoral-or-scandalous refusal to Trademark Application Serial No. 85/071,112 (filed on June 24, 2010), which sought to register the mark BALLS for use in connection with services relating to the organizing of rocketry conventions (Class 41). In response to a PTO request for clarification of the meaning of the mark, the applicant stated: "The term 'Balls' does not have a particular meaning or significance in the relevant industry, nor is it a term of art within the industry. The term is being used solely in a suggestive sense." Response to Office Action, Apr. 4, 2011, http://tsdr.uspto.gov/documentviewer?caseId=sn85071112&docId=ROA20110405173926#docIndex=8&page=1. Apparently satisfied with this explanation, the PTO published the mark on June 7, 2011, and it was subsequently registered on August 23, 2011. Yet the "suggestive sense" of BALLS presumably is the same sense in which the earlier applicants wanted to use it on apparel—yet the PTO refused those applications.

E. In Its Immoral-or-Scandalous Refusals, the PTO Has Discriminated Between Registrable and Unregistrable Marks Based on Those Marks' Viewpoint.

From 2003 through 2015, the PTO issued immoral-or-scandalous refusals to at least 50 applied-for marks for being drug-related (including TIGHT BLUNTS for apparel, [54] WHITE POWDER for apparel, [55] COCAINE for soft drinks and energy drinks, [56] and YOU CAN'T SPELL HEALTHCARE WITHOUT THC for pain-relief medication[57]). In its immoral-or-scandalous refusals, the PTO frequently cites the glorification of drug usage as the basis for the immorality or scandalousness of these marks.[58]

By contrast, during the same time period, the PTO has both not issued an immoral-or-scandalous refusal and has published marks that contain an anti-drug

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[54] See Trademark Application Serial No. 78/521,773 (filed Nov. 23, 2004).

[55] See Trademark Application Serial No. 78/674,808 (filed July 20, 2005).

[56] See Trademark Application Serial No. 77/006,212 (filed Sept. 25, 2006).

[57] See Trademark Application Serial No. 77/833,964 (filed Sept. 24, 2009).

[58] See, *e.g.*, Office Action, Oct. 19, 2006, http://tsdr.uspto.gov/documentviewer?caseId=sn77006212&docId=OOA20061019082158#docIndex=12&page=1; Office Action, Feb. 8, 2006, http://tsdr.uspto.gov/documentviewer?caseId=sn78674808&docId=OOA20060208095100#docIndex=2&page=1.

message (such as DOGS AGAINST DRUGS / DOGS AGAINST CRIME for charity services,[59] D.A.R.E. TO RESIST DRUGS AND VIOLENCE for apparel and other goods,[60] and SAY NO TO DRUGS - REALITY IS THE BEST TRIP IN LIFE for printed matter[61]).

II. THIS SYSTEMATIC INCONSISTENCY AND ARBITRARINESS OF PTO ENFORCEMENT OF THE IMMORAL-OR-SCANDALOUS-MARKS PROVISION SUGGEST THAT THE PROVISION VIOLATES THE FIRST AMENDMENT'S FREE SPEECH CLAUSE.

This Court made clear in *Matal v. Tam* that the law's regulation of trademarks, specifically legal prohibitions on registration of certain categories of marks, implicates First Amendment interests. See *Tam*, 137 S. Ct. at 1751 ("We now hold that [§ 1052(a)'s disparagement] provision violates the Free Speech Clause of the First Amendment. It offends a bedrock First Amendment principle: Speech may not be banned on the ground that it expresses ideas that offend.").

Viewed through the lens of the First Amendment, many of the marks subject to an immoral-or-scandalous refusal are instances of high-value speech. Whichever level of scrutiny the Court chooses to apply to analyze the constitutionality of this provision, the PTO's inconsistent and arbitrary

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[59] See U.S. Registration No. 2,822,861, filed Sept. 25, 2006.

[60] See U.S. Registration No. 2,975,163, filed May 5, 2003.

[61] See U.S. Registration No. 2,966,019, filed Mar. 12, 2004.

enforcement of the provision is problematic. It suggests a lack of fit between the purposes of the provision and the provision as enforced. The PTO's inconsistent and arbitrary enforcement also indicates unconstitutional vagueness.

A. Many of the Marks Subject to an Immoral-or-Scandalous Refusal Are Instances of High-Value Speech.

Although it might be tempting to dismiss many of the marks refused as immoral or scandalous as low-value speech at best, a good number of the mark applications in our study that received a § 1052(a) immoral-or-scandalous refusal contain political speech or "'speech concerning public affairs,'" *Snyder v. Phelps*, 562 U.S. 443, 452 (2011) (quoting *Garrison v. Louisiana*, 379 U.S. 64, 74-75 (1964)), which "'occupies the highest rung of the hierarchy of First Amendment values, and is entitled to special protection.'" *Id.* (quoting *Connick v. Myers*, 461 U.S. 138, 145 (1983)). For example, of the 1,091 word-mark applications in our sample that received an immoral-or-scandalous refusal, 22 of them are a variation of one kind or another on FUCK CANCER (listed in Appendix 8). [62] See generally Denise Restauri, *When Cancer Gets Personal, a Daughter Gets Mad and Starts a Human Movement*, Forbes,

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[62] Of these marks, only two were published, both for F CANCER, and only one of these registered. Trademark Application Serial No. 77,954,532, filed Mar. 9, 2010 (published only); Trademark Application Serial No. 77,983,618, filed Mar. 9, 2010 (registered).

Dec. 17, 2013, https://www.forbes.com/sites/deniserestauri/2013/12/17/when-cancer-gets-personal-a-daughter-gets-mad-and-starts-a-human-movement ("That was the beginning of the charity Fuck Cancer—a story about a young women who really just wanted to help her mom and ended up starting a movement that targets Millennials to engage them in an open dialogue about early detection with a clear call to action to involve, engage and educate their parents—and put an end to late stage cancer."). Others contain political commentary, such as mark applications for OBAMA BIN LADEN for apparel,[63] KATRINA BLOWS BUSH SUCKS for bumper stickers,[64] CRAPITOL HILL for magnets, printed matter, and apparel, among other things,[65] REPUBLICANS ARE LIKE DIAPERS... TIGHT ON THE POOR MAN'S ASS AND ALWAYS FULL OF SHIT for bumper stickers,[66] and FUCK PARIS FUCK LONDON I LOVE NEW YORK for apparel.[67]

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[63] Trademark Application Serial No. 77/086,418 (filed Jan. 19, 2007).

[64] Trademark Application Serial No. 78/706,886 (filed Sept. 5, 2005).

[65] Trademark Application Serial No. 85/503,117 (filed Dec. 23, 2011).

[66] Trademark Application Serial No. 85/506,065 (filed Dec. 29, 2011).

[67] Trademark Application Serial No. 86/727,750 (filed Aug. 17, 2015).

Compare these marks with a jacket worn by an individual in public bearing the visible words "Fuck the Draft." *Cohen v. California*, 403 U.S. 15 (1971). In that case, this Court held that criminalization of this individual's conduct was inconsistent with the First Amendment for forbidding core speech. *Id.* at 26. The Court reasoned that despite the distastefulness of the language used:

> Surely the State has no right to cleanse public debate to the point where it is grammatically palatable to the most squeamish among us. Yet no readily ascertainable general principle exists for stopping short of that result were we to affirm the judgment below. For, while the particular four-letter word being litigated here is perhaps more distasteful than most others of its genre, it is nevertheless often true that one man's vulgarity is another's lyric. Indeed, we think it is largely because governmental officials cannot make principled distinctions in this area that the Constitution leaves matters of taste and style so largely to the individual.

Id. at 25. The Court also emphasized that:

> much linguistic expression serves a dual communicative function: it conveys not only ideas capable of relatively precise, detached explication, but otherwise inexpressible emotions as well. In fact, words are often chosen as much for their emotive as their cognitive force. We cannot sanction the view that the Constitution, while solicitous of the cognitive content of individual speech has little or no regard for that emotive function which practically speaking,

> may often be the more important element of the overall message sought to be communicated. Indeed, as Mr. Justice Frankfurter has said, "[o]ne of the prerogatives of American citizenship is the right to criticize public men and measures—and that means not only informed and responsible criticism but the freedom to speak foolishly and without moderation."

Id. at 26 (quoting *Baumgartner v. United States*, 322 U.S. 665, 673-74 (1944)).[68]

Many of the mark applications in our study are also sexual, a category of speech which this Court has treated as valuable and protected. See, *e.g.*, *United States v. Playboy Entm't Grp., Inc.*, 529 U.S. 803, 813-14 (2000) (subjecting restrictions of sexually-oriented programming on cable television to strict scrutiny); *Hustler Magazine, Inc. v. Falwell*, 485 U.S. 46, 55 (1988) (doubting that there is "a principled standard" to separate a parody advertisement about a minister's first time having sexual relations with his mother in an outhouse from "more traditional political cartoons").

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[68] It is principally only in the narrow context of broadcast television, which appears "in the privacy of the home" and "is uniquely accessible to children, even those too young to read," that this Court has limited the First Amendment protection afforded to explicit speech. *FCC v. Pacifica Found.*, 438 U.S. 726, 748-51 (1978).

B. Whichever Level of Scrutiny the Court Applies, the Inconsistency and Arbitrariness of the PTO's Enforcement of the Immoral-or-Scandalous Marks Provision Are Constitutionally Problematic for a Lack of Fit Between the Provision's Purposes and Its Enforcement.

The PTO's inconsistency and arbitrariness in enforcing the immoral-or-scandalous-marks provision suggests that there is insufficient fit between the governmental purpose of the provision and the provision's inconsistent and arbitrary enforcement. The government has asserted three interests in the immoral-or-scandalous-marks provision: "protecting the sensibilities of the public," Gov't Br. 32, "the orderly flow of commerce," *id.* at 34, and "avoiding any appearance that the government approves of such marks," *id.*

This fit is relevant for both stricter and more relaxed forms of scrutiny.

To the extent that this provision must withstand strict scrutiny, the inconsistency and arbitrariness of the PTO's enforcement of the immoral-or-scandalous-marks provision bears on the provision's constitutionality. Specifically, the inconsistency and arbitrariness of the PTO's enforcement of the provision suggests that the provision is seriously underinclusive (by failing to refuse registration to all immoral or scandalous marks) and overinclusive (by refusing registration to marks that are not immoral or scandalous (and are not otherwise prohibited to be registered by trademark law)), thereby calling into

question the provision's constitutionality. See *Reed v. Town of Gilbert, Ariz.*, 135 S. Ct. 2218, 2231 (2015) ("Because the [law] imposes content-based restrictions on speech, those provisions can stand only if they survive strict scrutiny, 'which requires the Government to prove that the restriction furthers a compelling interest and is narrowly tailored to achieve that interest.'" (quoting *Ariz. Free Enterprise Club's Freedom Club PAC v. Bennett*, 564 U.S. 721, 734 (2011)); *Brown v. Entm't Merchs. Ass'n*, 564 U.S. 786, 805 (2011) ("[W]hen [laws] affect First Amendment rights they must be pursued by means that are neither seriously underinclusive nor seriously overinclusive."); cf. *Williams-Yulee v. Fla. Bar*, 135 S. Ct. 1656, 1668-669 (2015) (observing that "a law's underinclusivity raises a red flag," especially when it is "riddled with exceptions"); *City of Ladue v. Gilleo*, 512 U.S. 43, 52-53 (1994) ("Exemptions from an otherwise legitimate regulation of a medium of speech * * * may diminish the credibility of the government's rationale for restricting speech in the first place.").

The analysis is similar even if the immoral-or-scandalous-marks provision is subject to a more relaxed form of constitutional scrutiny pursuant to *Central Hudson Gas & Electric Corp. v. Public Service Commission of New York*, 447 U.S. 557 (1980), as a regulation of commercial speech. The fourth prong of the *Central Hudson* inquiry requires a determination whether the law at issue "is not more extensive than necessary to serve [a substantial government] interest." *Id.* at 566. As the Federal Circuit held below in the instant case:

> [N]o matter the government's interest, it cannot meet the fourth prong of *Central Hudson*. The PTO's inconsistent application of the immoral or scandalous provision creates an "uncertainty [that] undermines the likelihood that the [provision] has been carefully tailored." See *Reno v. Am. Civil Liberties Union*, 521 U.S. 844, 871 (1997). Nearly identical marks have been approved by one examining attorney and rejected as scandalous or immoral by another. * * * * Although the language in these marks is offensive, we cannot discern any pattern indicating when the incorporation of an offensive term into a mark will serve as a bar to registration and when it will not.

Pet. App. 39a; cf. *Tam*, 137 S. Ct. at 1756-57 (acknowledging that that "the huge volume of [trademark] applications have produced a haphazard record of enforcement" of the disparagement provision, and that "today, the principal register is replete with marks that many would regard as disparaging to racial and ethnic groups"); *id.* at 1764-65 (plurality opinion) ("[T]he disparagement clause is not 'narrowly drawn' to drive out trademarks that support invidious discrimination. The clause reaches any trademark that disparages any *person, group, or institution*. It applies to trademarks like the following: 'Down with racists,' 'Down with sexists,' 'Down with homophobes.' It is not an anti-discrimination clause; it is a happy-talk clause. In this way, it goes much further than is necessary to serve the interest asserted.") (emphasis in original).

The Court has made clear that when, as here, "[t]he operation of [a law] is so pierced by exemptions

and inconsistencies * * * the Government cannot hope to exonerate it" under the fourth prong of *Central Hudson. Greater New Orleans Broad. Ass'n v. United States*, 527 U.S. 173, 190 (1999); cf. *Rubin v. Coors Brewing Co.*, 514 U.S. 476, 489 (1995) ("[E]xemptions and inconsistencies [in an alcohol labeling ban] bring into question the purpose of the labeling ban.").

Indeed, to the extent the Court thinks the PTO's inconsistency in enforcement of the provision means the provision suffers from a lack of fit between its purposes and its enforcement whatever the level of scrutiny, the Court need not resolve whether trademarks are commercial speech. Cf. *Tam*, 137 S. Ct. at 1764 (plurality opinion) ("We need not resolve this debate between the parties [over whether trademarks are commercial speech] because the disparagement clause cannot withstand even *Central Hudson* review."); *id.* at 1767 (Kennedy, J., concurring in part and concurring in the judgment, joined by Ginsburg, Sotomayor, and Kagan, JJ.) ("The parties dispute whether trademarks are commercial speech and whether trademark registration should be considered a federal subsidy. The former issue may turn on whether certain commercial concerns for the protection of trademarks might, as a general matter, be the basis for regulation. However that issue is resolved, the viewpoint based discrimination at issue here necessarily invokes heightened scrutiny.").

C. The Inconsistency and Arbitrariness of the PTO's Enforcement of the Immoral-or-Scandalous-Marks Provision Also Suggest That the Provision Is Unconstitutionally Vague.

In addition to bearing on the fit between the government's purpose in the immoral-and-scandalous-marks provision and its enforcement, the PTO's inconsistency and arbitrariness in enforcement suggests that § 1052(a) is unconstitutionally vague in the context of the First Amendment. This Court has consistently emphasized that a law that contains "no standard for determining" how to satisfy a requirement of the law is constitutionally problematic. *Kolender v. Lawson*, 461 U.S. 352, 358 (1983). That is because in such an instance, the law "vests virtually complete discretion in the hands of the [government] to determine whether the" legal requirement is met. *Id.* This Court has concluded that such a law "is unconstitutionally vague on its face because it encourages arbitrary enforcement by failing to describe with sufficient particularity what [one] must do in order to satisfy the statute." *Id.* at 361.

The "concern * * * is based upon the 'potential for arbitrarily suppressing First Amendment liberties.'" *Id.* (quoting *Shuttlesworth v. City of Birmingham*, 382 U.S. 87, 91 (1965)). Specifically, "the vagueness of * * * a [content-based] regulation [of speech] raises special First Amendment concerns because of its obvious chilling effect on free speech." *Reno*, 521 U.S. at 871-72. For this reason, although unconstitutional vagueness arises in multiple contexts, this Court has

made clear that "[i]f * * * [a] law interferes with the right of free speech * * *, a more stringent vagueness test should apply." *Village of Hoffman Estates v. Flipside, Hoffman Estates, Inc.*, 455 U.S. 489, 499 (1982).

In the instant case, the inconsistent and arbitrary enforcement by the PTO of the immoral-or-scandalous-marks provision suggests that the provision is unconstitutionally vague, in that the vagueness engenders trademark examiners' inconsistent applications of the provision. Cf. *Tam*, 137 S. Ct. at 1756 (acknowledging the "admitted vagueness of the disparagement test" in § 1052(a)); *Winters v. New York*, 333 U.S. 507, 509-10 (1948) (finding unconstitutionally vague a criminal law prohibiting the sale of obscene magazines, and reasoning that "[a] failure of a statute limiting freedom of expression to give fair notice of what acts will be punished and such a statute's inclusion of prohibitions against expressions, protected by the principles of the First Amendment violates a[subject's] rights under * * * freedom of speech").

CONCLUSION

Our study shows that the PTO's enforcement of the immoral-or-scandalous-marks provision is systematically inconsistent and arbitrary. This inconsistency and arbitrariness suggest that the provision violates the First Amendment's Free Speech clause, because of a lack of fit between the provision's purposes and its enforcement as well as unconstitutional vagueness. Whether or not the Court agrees with our ultimate conclusion, however, our data may be useful to the Court's decision, and

we have submitted the results of our study to assist the Court as fully as possible.

Respectfully submitted.

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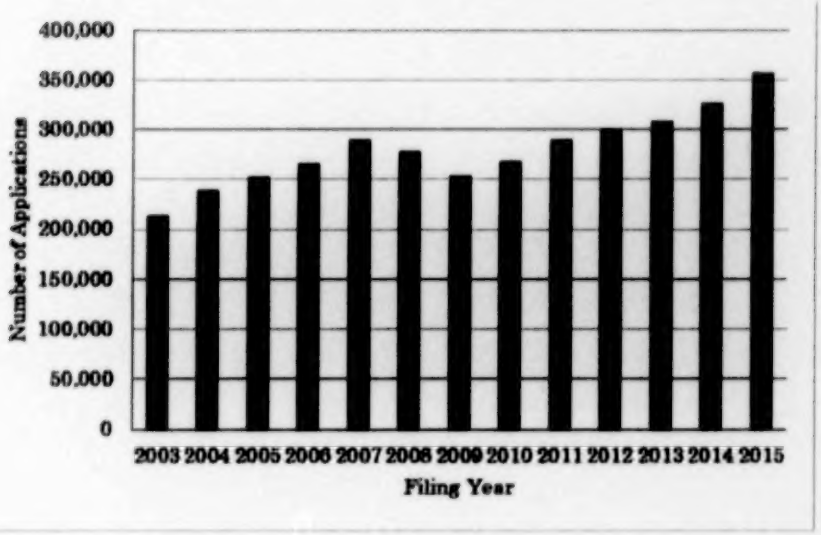
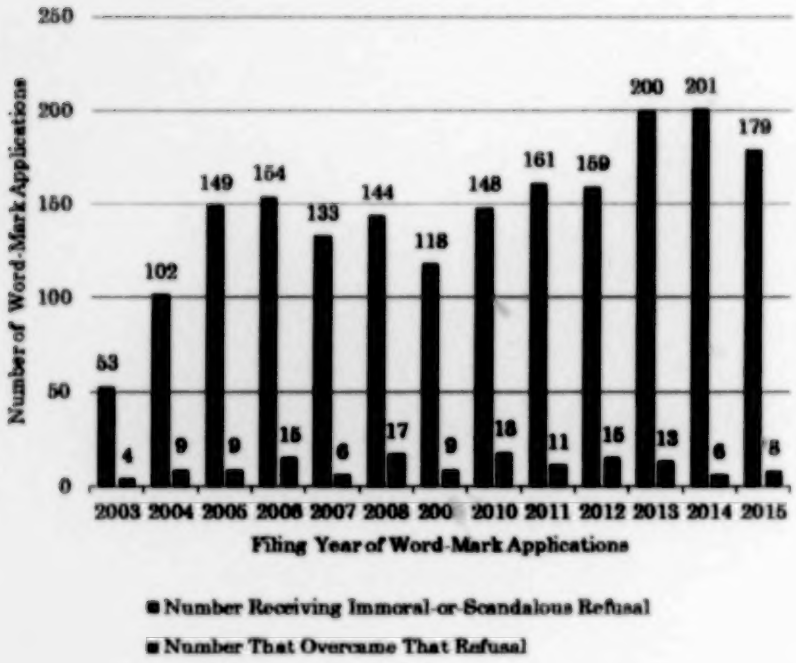
March 25, 2019

APPENDIX

Appendix 1
Number of Word-Mark Applications Filed at the Patent and Trademark Office for Registration on the Principal Register, 2003-2015



Appendix 2
Number of Word-Mark Applications Receiving a § 1052(a) Immoral-or-Scandalous Refusal and Number of Such Applications That Overcame That Refusal, by Filing Year, 2003-2015



Appendix 3
International Classification of Goods and Services for the Purposes of the Registration of Marks (https://www.wipo.int/classifications/nice/nclpub/en/fr/20190101/classheadings/?explanatory_notes=show&lang=en&menulang=en)

Goods

Class 1: Chemicals for use in industry, science and photography, as well as in agriculture, horticulture and forestry; unprocessed artificial resins, unprocessed plastics; fire extinguishing and fire prevention compositions; tempering and soldering preparations; substances for tanning animal skins and hides; adhesives for use in industry; putties and other paste fillers; compost, manures, fertilizers; biological preparations for use in industry and science.

Class 2: Paints, varnishes, lacquers; preservatives against rust and against deterioration of wood; colorants, dyes; inks for printing, marking and engraving; raw natural resins; metals in foil and powder form for use in painting, decorating, printing and art.

Class 3: Non-medicated cosmetics and toiletry preparations; non-medicated dentifrices; perfumery, essential oils; bleaching preparations and other substances for laundry use; cleaning, polishing, scouring and abrasive preparations.

Class 4: Industrial oils and greases, wax; lubricants; dust absorbing, wetting and binding compositions; fuels and illuminants; candles and wicks for lighting.

Class 5: Pharmaceuticals, medical and veterinary preparations; sanitary preparations for medical purposes; dietetic food and substances adapted for medical or veterinary use, food for babies; dietary supplements for human beings and animals; plasters, materials for dressings; material for stopping teeth, dental wax; disinfectants; preparations for destroying vermin; fungicides, herbicides.

Class 6: Common metals and their alloys, ores; metal materials for building and construction; transportable buildings of metal; non-electric cables and wires of common metal; small items of metal hardware; metal containers for storage or transport; safes.

Class 7: Machines, machine tools, power-operated tools; motors and engines, except for land vehicles; machine coupling and transmission components, except for land vehicles; agricultural implements, other than hand-operated hand tools; incubators for eggs; automatic vending machines.

Class 8: Hand tools and implements, hand-operated; cutlery; side arms, except firearms; razors.

Class 9: Scientific, research, navigation, surveying, photographic, cinematographic, audiovisual, optical, weighing, measuring, signalling, detecting, testing, inspecting, life-saving and teaching apparatus and instruments; apparatus and instruments for conducting, switching, transforming, accumulating, regulating or controlling the distribution or use of electricity; apparatus and instruments for recording, transmitting, reproducing or processing sound, images or data; recorded and downloadable media, computer software, blank digital or analogue recording and storage media; mechanisms for coin-operated apparatus; cash registers, calculating devices; computers and computer peripheral devices; diving suits, divers' masks, ear plugs for divers, nose clips for divers and swimmers, gloves for divers, breathing apparatus for underwater swimming; fire-extinguishing apparatus.

Class 10: Surgical, medical, dental and veterinary apparatus and instruments; artificial limbs, eyes and teeth; orthopaedic articles; suture materials; therapeutic and assistive devices adapted for the disabled; massage apparatus; apparatus, devices and articles for nursing infants; sexual activity apparatus, devices and articles.

Class 11: Apparatus and installations for lighting, heating, cooling, steam generating, cooking, drying, ventilating, water supply and sanitary purposes.

Class 12: Vehicles; apparatus for locomotion by land, air or water.

Class 13: Firearms; ammunition and projectiles; explosives; fireworks.

Class 14: Precious metals and their alloys; jewellery, precious and semi-precious stones; horological and chronometric instruments.

Class 15 Musical instruments; music stands and stands for musical instruments; conductors' batons.

Class 16: Paper and cardboard; printed matter; bookbinding material; photographs; stationery and office requisites, except furniture; adhesives for stationery or household purposes; drawing materials and materials for artists; paintbrushes; instructional and teaching materials; plastic sheets, films and bags for wrapping and packaging; printers' type, printing blocks.

Class 17: Unprocessed and semi-processed rubber, gutta-percha, gum, asbestos, mica and substitutes for all these materials; plastics and resins in extruded form for use in manufacture; packing, stopping and insulating materials; flexible pipes, tubes and hoses, not of metal.

Class 18: Leather and imitations of leather; animal skins and hides; luggage and carrying bags; umbrellas and parasols; walking sticks; whips,

harness and saddlery; collars, leashes and clothing for animals.

Class 19: Materials, not of metal, for building and construction; rigid pipes, not of metal, for building; asphalt, pitch, tar and bitumen; transportable buildings, not of metal; monuments, not of metal.

Class 20: Furniture, mirrors, picture frames; containers, not of metal, for storage or transport; unworked or semi-worked bone, horn, whalebone or mother-of-pearl; shells; meerschaum; yellow amber.

Class 21: Household or kitchen utensils and containers; cookware and tableware, except forks, knives and spoons; combs and sponges; brushes, except paintbrushes; brush-making materials; articles for cleaning purposes; unworked or semi-worked glass, except building glass; glassware, porcelain and earthenware.

Class 22: Ropes and string; nets; tents and tarpaulins; awnings of textile or synthetic materials; sails; sacks for the transport and storage of materials in bulk; padding, cushioning and stuffing materials, except of paper, cardboard, rubber or plastics; raw fibrous textile materials and substitutes therefor.

Class 23: Yarns and threads for textile use.

Class 24: Textiles and substitutes for textiles; household linen; curtains of textile or plastic.

Class 25: Clothing, footwear, headwear.

Class 26: Lace, braid and embroidery, and haberdashery ribbons and bows; buttons, hooks and eyes, pins and needles; artificial flowers; hair decorations; false hair.

Class 27: Carpets, rugs, mats and matting, linoleum and other materials for covering existing floors; wall hangings, not of textile.

Class 28: Games, toys and playthings; video game apparatus; gymnastic and sporting articles; decorations for Christmas trees.

Class 29: Meat, fish, poultry and game; meat extracts; preserved, frozen, dried and cooked fruits and vegetables; jellies, jams, compotes; eggs; milk, cheese, butter, yoghurt and other milk products; oils and fats for food.

Class 30: Coffee, tea, cocoa and artificial coffee; rice, pasta and noodles; tapioca and sago; flour and preparations made from cereals; bread, pastries and confectionery; chocolate; ice cream, sorbets and other edible ices; sugar, honey, treacle; yeast, baking-powder; salt, seasonings, spices, preserved herbs; vinegar, sauces and other condiments; ice (frozen water).

Class 31: Raw and unprocessed agricultural, aquacultural, horticultural and forestry products; raw and unprocessed grains and seeds; fresh fruits and vegetables, fresh herbs; natural plants and flowers; bulbs, seedlings and seeds for planting; live animals; foodstuffs and beverages for animals; malt.

Class 32: Beers; non-alcoholic beverages; mineral and aerated waters; fruit beverages and fruit juices; syrups and other non-alcoholic preparations for making beverages.

Class 33: Alcoholic beverages, except beers; alcoholic preparations for making beverages.

Class 34: Tobacco and tobacco substitutes; cigarettes and cigars; electronic cigarettes and oral vaporizers for smokers; smokers' articles; matches.

Services

Class 35: Advertising; business management; business administration; office functions.

Class 36: Insurance; financial affairs; monetary affairs; real estate affairs.

Class 37: Building construction; repair; installation services.

Class 38: Telecommunications.

Class 39: Transport; packaging and storage of goods; travel arrangement.

Class 40: Treatment of materials.

Class 41: Education; providing of training; entertainment; sporting and cultural activities.

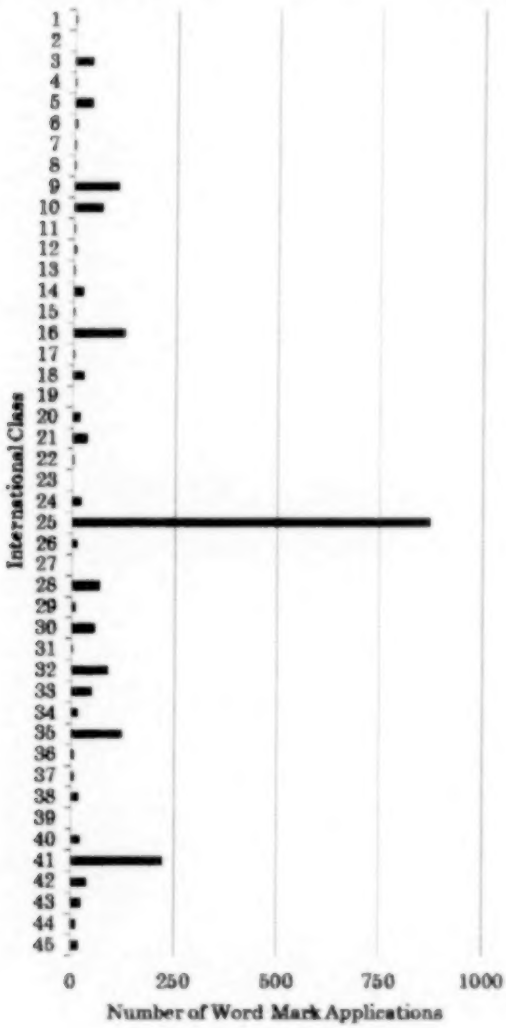
Class 42: Scientific and technological services and research and design relating thereto; industrial analysis and industrial research services; design and development of computer hardware and software.

Class 43: Services for providing food and drink; temporary accommodation.

Class 44: Medical services; veterinary services; hygienic and beauty care for human beings or animals; agriculture, horticulture and forestry services.

Class 45: Legal services; security services for the physical protection of tangible property and individuals; personal and social services rendered by others to meet the needs of individuals.

Appendix 4
International Classes Claimed by Word-Mark Applications Receiving a § 1052(a) Immoral-or-Scandalous Refusal, Filing Years 2003-2015



Appendix 5
All Word-Mark Applications Filed From 2003 Through 2015 That Received Both a § 1052(a) Refusal on the Basis That the Applied-For Mark Was Immoral or Scandalous and a § 1052(d) Refusal on the Basis That the Applied-For Mark Was Confusingly-Similar with an Already Published or Registered Mark

Applied-For Word Mark Receiving § 1052(a) & § 1052(d) Refusals <Int'l Class>	**Applied-For Word Mark Serial No. (Application Date)**	**Word Mark Cited in § 1052(d) Refusal <Int'l Class>**	**Cited Mark Serial No. (Application Date) [Registration Date]**
DICKWEAR <Class 10>	78,207,741 (1/28/2003)	DICKS <Class 35>	75,658,351 (3/11/1999) [10/22/2002]
		DICK'S <Class 35>	75,658,352 (3/11/1999) [4/9/2002]
THE BIG WOODIE <Class 28>	78,214,752 (2/13/2003)	WOODY <Class 28>	75,251,914 (3/5/1997) [6/9/1998]
NAKA DASHI <Class 9>	76,501,004 (3/26/2003)	CREAM PIE <Class 41>	75,740,629 (6/30/1999) [3/21/2000]
C P CREAM PIE <Classes 9, 41>	76,511,051 (5/2/2003)	CREAM PIE <Class 41>	75,740,629 (6/30/1999) [3/21/2000]

Applied-For Word Mark Receiving § 1052(a) & § 1052(d) Refusals <Int'l Class>	**Applied-For Word Mark Serial No. (Application Date)**	**Word Mark Cited in § 1052(d) Refusal <Int'l Class>**	**Cited Mark Serial No. (Application Date) [Registration Date]**
NICE CAMELTOE <Class 28>	78,253,440 (5/22/2003)	CAMEL TOES <Class 25>	74,439,311 (9/23/1993) [1/10/1995]
WIFEBEADER <Class 25>	78,282,968 (8/4/2003)	HUSBAND * BEATER <Class 25>	78,353,517 (1/18/2004) [2/28/2006]
M F MO FO WWW.MOFOSHOP.COM GEAR WITH A FLIPPIN'ATTITUDE <Class 25>	76,550,070 (10/6/2003)	MOFO <Class 25,41>	73,593,770 (4/16/1986) [2/23/1988]
BRASS BALLS <Classes 32, 33>	78,335,045 (12/2/2003)	BRASS BALLS SALOON <Class 42>	73,500,342 (9/20/1984) [5/28/1985]
NICE SNATCH <Class 25>	78,393,971 (3/31/2004)	SNACH CLOTHING COMPANY <Class 25>	76,205,985 (2/7/2001) [6/8/2004]
RUSSKY STANDART <Class 32>	78,452,112 (7/16/2004)	RUSKI <Class 33>	75,737,420 (6/25/1999) [6/17/2003]
		LEMON RUSKI <Class 33>	75,737,422 (6/25/1999) [8/12/2003]

Applied-For Word Mark Receiving § 1052(a) & § 1052(d) Refusals <Int'l Class>	**Applied-For Word Mark Serial No. (Application Date)**	**Word Mark Cited in § 1052(d) Refusal <Int'l Class>**	**Cited Mark Serial No. (Application Date) [Registration Date]**
RUSSKY STANDART <Class 32>	78,452,091 (7/16/2004)	RUSKI <Class 33>	75,737,420 (6/25/1999) [6/17/2003]
		LEMON RUSKI <Class 33>	75,737,422 (6/25/1999) [8/12/2003]
PHUKIT APPAREL <Class 25>	78,451,664 (7/16/2004)	PHUKIT <Class 25>	78,257,504 (6/3/2003) [3/22/2005]
DS DIRTY SANCHEZ <Class 25>	78,495,056 (10/5/2004)	DIRTY SANCHEZ <Classes 9, 41>	76,132,917 (9/20/2000) [2/15/2005]
A DOZICH <WITH IMAGE> <Class 25>	78,515,009 (11/11/2004)	<IMAGE OF TWO STICK FIGURES ENGAGED IN SEX> <Class 25>	78,121,581 (4/14/2002) [9/19/2006]
TIGHT BLUNTS <Class 25>	78,521,773 (11/23/2004)	BLUNT <Class 25>	74,338,427 (12/9/1992) [1/18/1994]
MO FO JEANS <Class 25>	78,541,440 (1/3/2005)	MOFO.COM <Class 42>	75,914,802 (2/9/2000) [10/23/2001]

Applied-For Word Mark Receiving § 1052(a) & § 1052(d) Refusals <Int'l Class>	**Applied-For Word Mark Serial No. (Application Date)**	**Word Mark Cited in § 1052(d) Refusal <Int'l Class>**	**Cited Mark Serial No. (Application Date) [Registration Date]**
FUKITOL <Classes 21, 25>	78,564,750 (2/10/2005)	PHUKIT <Class 25>	78,257,504 (6/3/2003) [3/22/2005]
WANKER <Class 25>	78,610,369 (4/16/2005)	WANK. <Class 25>	78,421,170 (5/18/2004) [9/26/2006]
		WANCHORS <Class 25>	78,591,173 (3/21/2005) [9/26/2006]
MILF GOLF <Class 25>	78,614,007 (4/21/2005)	MYLF <Class 25>	78,351,515 (1/13/2004) [5/17/2005]
BANGBOAT <Class 42>	78,618,356 (4/27/2005)	BANGBUS <Class 41>	76,483,301 (1/21/2003) [2/3/2004]
MILF SEEKER <Class 42>	78,618,337 (4/27/2005)	MILFHUNTER <Class 41>	78,306,103 (9/26/2003) [3/29/2005]
THE SHOCKER <Class 25>	78,638,901 (5/27/2005)	SHOCKERS <Class 25>	73,120,720 (3/28/1977) [12/23/1980]
HB HUSBANDBEATER <Class 25>	78,638,942 (5/27/2005)	HUSBAND * BEATER <Class 25>	78,353,517 (1/18/2004) [2/28/2006]

Applied-For Word Mark Receiving § 1052(a) & § 1052(d) Refusals <Int'l Class>	**Applied-For Word Mark Serial No. (Application Date)**	**Word Mark Cited in § 1052(d) Refusal <Int'l Class>**	**Cited Mark Serial No. (Application Date) [Registration Date]**
CLONE A PUSSY <Class 20>	78,692,020 (8/12/2005)	CLONE-A-WILLY <Classes 10, 28>	78,419,307 (5/14/2004) [1/10/2006]
CAMEL TOES <Class 25>	78,697,334 (8/22/2005)	CAMEL TOES <Class 25>	74,439,311 (9/23/1993) [1/10/1995]
TALKING COCK <Class 10>	78,716,443 (9/20/2005)	TALKING HEAD <Class 10>	78,686,087 (8/4/2005) [7/17/2007]
THE JACK MAG <Class 16>	78,772,903 (12/14/2005)	JACK <Classes 9, 16, 41>	76,448,506 (9/6/2002) [2/22/2005]
SOFA KING AWESOME <Class 14>	78,784,188 (1/3/2006)	TEAM SOFA KING <Classes 16, 21, 25, 35, 41>	76,514,970 (5/16/2003) [6/3/2008]
MIDDLEFINGER <Class 25>	78,863,232 (4/17/2006)	JONNY MIDDLEFINGER <Classes 18, 25>	75,685,285 (5/11/1999) [8/29/2000]
BONER BATS ROCK HARD WOOD <Class 28>	78,904,458 (6/9/2006)	BONER <Classes 25, 28>	76,535,752 (8/11/2003) [8/3/2004]

Applied-For Word Mark Receiving § 1052(a) & § 1052(d) Refusals <Int'l Class>	**Applied-For Word Mark Serial No. (Application Date)**	**Word Mark Cited in § 1052(d) Refusal <Int'l Class>**	**Cited Mark Serial No. (Application Date) [Registration Date]**
WIGGA PLEASE <Class 25>	78,951,841 (8/14/2006)	WIGGA WEAR <Class 25>	78,160,418 (9/4/2002) [8/10/2004]
BALL SACK POWDER <Class 3>	78,963,466 (8/30/2006)	BALSAC <Class 3,18>	75,649,424 (3/1/1999) [5/7/2002]
MILF DUDS <Class 25>	77,004,154 (9/21/2006)	MYLF <Class 25>	78,351,515 (1/13/2004) [5/17/2005]
UKININAM <Class 25>	77,004,145 (9/21/2006)	SCREW YOU <Class 25>	78,699,134 (8/24/2005) [9/24/2013]
HARDWOODY LURES <Class 28>	77,007,106 (9/25/2006)	WOODY LURE COMPANY <Class 28>	78,693,734 (8/16/2005) [†]
MILF SEEKER <Class 41>	77,043,802 (11/14/2006)	MILFHUNTER <Class 41>	78,306,103 (9/26/2003) [3/29/2005]
UN CABRON POR MI PATRON <Class 32>	77,060,638 (12/8/2006)	KBRON <Class 25>	78,070,454 (6/21/2001) [8/15/2006]
		CABRON 49 <Class 3, 18, 25>	79,015,795 (2/17/2005) [1/23/2007]

Applied-For Word Mark Receiving § 1052(a) & § 1052(d) Refusals <Int'l Class>	**Applied-For Word Mark Serial No. (Application Date)**	**Word Mark Cited in § 1052(d) Refusal <Int'l Class>**	**Cited Mark Serial No. (Application Date) [Registration Date]**
MILF DUDS #1-B <Class 25>	77,070,433 (12/22/2006)	MYLF <Class 25>	78,351,515 (1/13/2004) [5/17/2005]
WIFEBEATER <Class 25>	77,121,502 (3/2/2007)	HUSBAND*BEATER <Class 25>	78,353,517 (1/18/2004) [2/28/2006]
FIELD NEGRO <Class 25>	77,124,403 (3/7/2007)	PHIELD NEGRO 74 <Class 25>	78,800,557 (1/26/2006) [3/23/2010]
HONKEY SOCAL <Class 25>	77,133,487 (3/16/2007)	HONKEE <Class 25>	76,594,332 (5/26/2004) [8/15/2006]
HARD ASS CRACKER <Class 25>	77,163,723 (4/23/2007)	CRACKER <Class 25>	75,048,627 (1/25/1996) [5/27/1997]
PUSSY VODKA <Class 33>	77,174,382 (5/7/2007)	RED PUSSY <Class 32>	77,162,516 (4/21/2007) [†]
AY CABRON <Classes 16, 25, 29, 30, 32>	77,184,231 (5/17/2007)	CABRON 44 <Classes 3, 18, 25>	79,015,795 (2/17/2005) [1/23/2007]
PUSSIE VODKA <Class 33>	77,201,989 (6/8/2007)	RED PUSSY <Class 32>	77,162,516 (4/21/2007) [†]

Applied-For Word Mark Receiving § 1052(a) & § 1052(d) Refusals <Int'l Class>	**Applied-For Word Mark Serial No. (Application Date)**	**Word Mark Cited in § 1052(d) Refusal <Int'l Class>**	**Cited Mark Serial No. (Application Date) [Registration Date]**
FADED. TITTIES. BEER. <Class 25>	77,263,236 (8/23/2007)	TITTY'S BEER <Class 25>	78,820,782 (2/22/2006) [†]
POTHEAD 420 <Class 25>	77,290,998 (9/27/2007)	POTTHEAD <Class 25>	77,235,554 (7/22/2007) [†]
PUSSY <Class 33>	77,314,522 (10/26/2007)	RED PUSSY <Class 32>	77,162,516 (4/21/2007) [†]
SUCK IT! <Class 25>	77,350,732 (12/12/2007)	SUCKIT. <Class 16>	77,296,697 (10/4/2007) [3/23/2010]
THE G-MILF HUNTER <Class 41>	77,376,265 (1/20/2008)	MILFHUNTER <Class 41>	78,306,103 (9/26/2003) [3/29/2005]
PINCHE TAQUERIA <Class 43>	77,519,564 (7/10/2008)	PINCHES TACOS <Class 43>	77,513,028 (7/1/2008) [2/10/2009]
DAMN! DIGITAL MAGAZINE <Class 9>	77,538,713 (8/4/2008)	DAMN GIRL MAGAZINE <Class 41>	77,390,430 (2/6/2008) [10/12/2010]
SCRW-U <Class 25>	77,558,390 (8/28/2008)	SCREW YOU <Class 25>	78,699,134 (8/24/2005) [9/24/2013]

Applied-For Word Mark Receiving § 1052(a) & § 1052(d) Refusals <Int'l Class>	**Applied-For Word Mark Serial No. (Application Date)**	**Word Mark Cited in § 1052(d) Refusal <Int'l Class>**	**Cited Mark Serial No. (Application Date) [Registration Date]**
BOYS2RENT <Class 45>	77,646,070 (1/8/2009)	MEN4RENTNOW.COM <Class >	77,150,767 (4/6/2007) [3/31/2009 – Supp. Reg.]
BAMF BRAND <Class 25>	77,665,028 (2/6/2009)	B.A.M.F. <Class 25>	78,345,314 (12/24/2003) [9/19/2006]
MARYJANE COLA <Classes 5, 32>	77,673,405 (2/19/2009)	MARY JANE'S RELAXING SODA <Class 32>	77,687,542 (3/10/2009) [2/21/2012]
		MARY JANE'S SODA <Class 5>	77,642,501 (1/2/2009) [2/21/2012]
BAMF <Class 25>	77,687,946 (3/10/2009)	B.A.M.F. <Class 25>	78,345,314 (12/24/2003) [9/19/2006]
COCK BLOC <Class 25>	77,798,234 (8/6/2009)	KOK-BLOCKERS <Class 25>	76,348,076 (12/13/2001) [3/2/2004]
FU <Classes 21, 25>	77,814,006 (8/27/2009)	F.U. HOLLYWOOD <Class 25>	77,778,897 (7/10/2009) [8/14/2012]
FUK!T <Classes 25, 42>	77,818,033 (9/1/2009)	PHUKIT <Class 25>	78,257,504 (6/3/2003) [3/22/2005]

Applied-For Word Mark Receiving § 1052(a) & § 1052(d) Refusals <Int'l Class>	**Applied-For Word Mark Serial No. (Application Date)**	**Word Mark Cited in § 1052(d) Refusal <Int'l Class>**	**Cited Mark Serial No. (Application Date) [Registration Date]**
OMFG <Class25>	77,835,813 (9/26/2009)	OMFG <Class 25>	77,607,951 (11/5/2008) [2/9/2010]
SON OF A BITCH <Classes 9, 18, 25, 28, 41>	77,852,839 (10/20/2009)	SOM BITCH <Class 25>	75,353,099 (9/8/1997) [1/9/2001]
TITS 'N PEARL GIRL <Class 25>	77,859,966 (10/28/2009)	TITS <WITH IMAGE OF BIRDS> <Class 25>	76,379,045 (3/5/2002) [8/15/2006]
PUSSY NATURAL ENERGY <Classes 25, 32>	77,880,452 (11/25/2009)	PUSSY NATURAL ENERGY <Class 32>	77,817,308 (9/1/2009) [12/4/2012]
KO KANE <Class 33>	85,038,867 (5/14/2010)	KOKANEE <Class 32>	73,572,784 (12/10/1985) [2/3/1987]
UNGLORYHO LE <Class 41>	85,114,580 (8/24/2010)	GLORYHOLE <Class 41>	77,389,462 (2/5/2008) [8/26/2008]
FUCK CANCER <Class 16>	85,237,359 (2/8/2011)	SCREW CANCER <Class 36>	85,207,375 (12/29/2010) [8/16/2011]

Applied-For Word Mark Receiving § 1052(a) & § 1052(d) Refusals <Int'l Class>	**Applied-For Word Mark Serial No. (Application Date)**	**Word Mark Cited in § 1052(d) Refusal <Int'l Class>**	**Cited Mark Serial No. (Application Date) [Registration Date]**
FAT COCK BEER <Class 32>	85,253,332 (2/28/2011)	RED COCK BEER <Class 32>	77,875,474 (11/18/2009) [5/25/2010]
SOCK MY COCK <Class 25>	85,264,154 (3/11/2011)	COCKSOX <Class 25>	85,185,067 (11/24/2010) [4/10/2012]
CAMEL TOE BLUE JEANS <Class 25>	85,277,696 (3/25/2011)	CAMEL TOES <Class 25>	74,439,311 (9/23/1993) [1/10/1995]
THE GLORY HOLE <Class 9>	85,329,178 (5/24/2011)	GLORYHOLE INITIATIONS <Class 41>	77,389,460 (2/5/2008) [8/26/2008]
		GLORYHOLE <Class 41>	77,389,462 (2/5/2008) [8/26/2008]
HAUTE COCK <Class 25>	85,333,389 (5/30/2011)	HAUTE COQ <Class 25>	78,461,869 (8/4/2004) [9/20/2005]
BIG DICK'N IT <Class 25>	85,344,736 (6/13/2011)	BIG DICK'S <Class 25>	74,266,388 (4/16/1992) [12/8/1992]
COCKSTAR <Classes 5, 10, 35>	85,376,863 (7/21/2011)	PARTY LIKE A COCKSTAR <Class >	77,312,851 (8/5/2007) [8/21/2008 – Supp. Reg.]

Applied-For Word Mark Receiving § 1052(a) & § 1052(d) Refusals <Int'l Class>	**Applied-For Word Mark Serial No. (Application Date)**	**Word Mark Cited in § 1052(d) Refusal <Int'l Class>**	**Cited Mark Serial No. (Application Date) [Registration Date]**
I BANGED BETTY <Class 25>	85,386,222 (8/1/2011)	BETTY BANGS <Class 25>	77,447,517 (4/14/2008) [12/9/2008]
POK-HER GOOD <Class 10>	85,386,833 (8/2/2011)	POKER <Class 10>	78,566,655 (2/14/2005) [8/8/2006]
LITTLE PUSSIE <Class 32>	85,408,947 (8/27/2011)	PUSSY NATURAL ENERGY <Class 32>	77,817,308 (9/1/2009) [12/4/2012]
CHINGA <Class 25>	85,464,503 (11/4/2011)	CHENGA <Class 25>	85,006,316 (4/5/2010) [4/12/2011]
PHUCKET! <Class 25>	85,482,448 (11/29/2011)	PHUKET THAI <Class 25>	76,202,633 (1/26/2001) [12/23/2003]
COCKED N LOADED <Class 5>	85,561,169 (3/6/2012)	COCKED & LOADED <Class 32>	85,146,710 (10/6/2010) [5/31/2011]
OINK <Classes 16, 35, 38, 41, 42, 45>	85,587,247 (4/3/2012)	OINK.COM <Class 35>	85,137,460 (9/24/2010) [5/24/2011]
PHUP DUC <Class 25>	85,716,502 (8/29/2012)	PHUP DUC <Class 25>	85,640,365 (5/31/2012) [†]

Applied-For Word Mark Receiving § 1052(a) & § 1052(d) Refusals <Int'l Class>	**Applied-For Word Mark Serial No. (Application Date)**	**Word Mark Cited in § 1052(d) Refusal <Int'l Class>**	**Cited Mark Serial No. (Application Date) [Registration Date]**
#@%&! BREAST CANCER <Class 25>	76,712,792 (11/6/2012)	#@%&! <Class 25>	75,770,446 (9/2/1999) [8/14/2001]
COOLIE <Class 25>	85,785,992 (11/22/2012)	KOOLEY <Class 25>	85,489,665 (12/7/2011) [5/29/2012]
P.H.U.C. CANCER (PLEASE HELP US CURE CANCER) <Class 25>	85,855,531 (2/20/2013)	PHUC <Class 25>	85,418,294 (9/8/2011) [6/18/2013]
CAMO-TOE <Class 25>	85,866,252 (3/4/2013)	CAMOTOES <Class 25>	85,775,183 (11/8/2012) [†]
T.I.T.S. (TOES IN THE SAND) <Class 25>	85,872,690 (3/11/2013)	TITS <WITH IMAGE OF BIRDS> <Class 25>	76,379,045 (3/5/2002) [8/15/2006]
BEAVER BUTTER <Class 3>	85,923,590 (5/4/2013)	BEAVER <Class 3>	85,821,724 (1/11/2013) [4/15/2014]
PRETTY PUSSY <Class 25>	85,939,135 (5/22/2013)	THE PRETTY PUSSYCAT <Class 25>	76,453,991 (9/30/2002) [4/3/2007]

Applied-For Word Mark Receiving § 1052(a) & § 1052(d) Refusals <Int'l Class>	Applied-For Word Mark Serial No. (Application Date)	Word Mark Cited in § 1052(d) Refusal <Int'l Class>	Cited Mark Serial No. (Application Date) [Registration Date]
F K CANCER <Class 25>	86,016,028 (7/22/2013)	F CANCER <Class 25>	77,954,532 (3/9/2010) [†]
LADIES LOVE BIG ROD'S <Class 43>	86,048,968 (8/27/2013)	BIG ROD'S <Class 43>	78,377,360 (3/2/2004) [6/7/2005]
I GOT STUFFED AT BIG ROD'S <Class 43>	86,050,041 (8/28/2013)	BIG ROD'S <Class 43>	78,377,360 (3/2/2004) [6/7/2005]
COOLIE <Class 25>	86,092,994 (10/16/2013)	KOOLEY <Class 25>	85,489,665 (12/7/2011) [5/29/2012]
		COOLEY HIGH CLOTHING COMPANY <Class 25>	85,834,638 (1/28/2013) [7/15/2014]
FUCK CANCER <Class 25>	86,286,757 (5/20/2014)	F CANCER <Class 25>	77,983,618 (3/9/2010) [6/10/2014]
F CK CANCER <Class 42>	86,288,375 (5/21/2014)	F CANCER <Class 25>	77,983,618 (3/9/2010) [6/10/2014]
FUCK CANCER <Class 25>	86,290,011 (5/23/2014)	F CANCER <Class 25>	77,983,618 (3/9/2010) [6/10/2014]

Applied-For Word Mark Receiving § 1052(a) & § 1052(d) Refusals <Int'l Class>	Applied-For Word Mark Serial No. (Application Date)	Word Mark Cited in § 1052(d) Refusal <Int'l Class>	Cited Mark Serial No. (Application Date) [Registration Date]
SHE GOT THE D <Class 25>	86,295,630 (5/30/2014)	THE D <Class 25>	85,654,302 (6/18/2012) [4/9/2013]
NAMASTE MOTHER FUCKER <Class 25>	86,350,476 (7/28/2014)	NAMASTE MF <Class 25>	85,827,086 (1/18/2013) [4/1/2014]
JEBAO <Class 7>	86,350,659 (7/29/2014)	JEBO <Classes 7, 11, 16>	79,033,500 (4/17/2006) [9/1/2009]
FREE THE NIPPLE X X <Class 25>	86,380,758 (8/29/2014)	FREE THE NIPPLE <Class 25>	86,151,239 (12/23/2013) [10/21/2014]
SUPER WANG <Class 5>	86,400,750 (9/19/2014)	SUPERWANG <Class 5>	85,962,120 (6/17/2013) [7/29/2014]
FVCK LA <Class 25>	86,405,502 (9/25/2014)	FVCK STREET WEAR <Class 25>	85,826,194 (1/17/2013) [4/15/2014]
F.U! <Class 25>	86,468,096 (12/1/2014)	F U 2 <Class 25>	85,394,120 (8/10/2011) [12/4/2012]
HOLY SH!T <Class 33>	86,507,039 (1/19/2015)	HOLY EXPLETIVE <Class 33>	85,142,000 (9/30/2010) [1/10/2012]

Applied-For Word Mark Receiving § 1052(a) & § 1052(d) Refusals <Int'l Class>	Applied-For Word Mark Serial No. (Application Date)	Word Mark Cited in § 1052(d) Refusal <Int'l Class>	Cited Mark Serial No. (Application Date) [Registration Date]
F.U. <Class 25>	86,533,866 (2/12/2015)	F U 2 <Class 25>	85,394,120 (8/10/2011) [12/4/2012]
FVCK IT <Class 25>	86,535,216 (2/13/2015)	FVCK STREET WEAR <Class 25>	85,826,194 (1/17/2013) [4/15/2014]
CAMELTOEN ER <Class 16>	86,535,371 (2/14/2015)	CAMEL TOES <Class 25>	74,439,311 (9/23/1993) [1/10/1995]
BULLSHIT FLAG <Class 24>	86,550,661 (3/2/2015)	BS <Classes 20, 24>	76,528,727 (7/9/2003) [12/27/2005]
BOMB PUNANI <Class 25>	86,550,637 (3/2/2015)	PUNANI <Class 25>	77,396,582 (2/14/2008) [9/15/2009]
I (HEART DESIGN) BALLS! <Classes 14, 25>	86,570,398 (3/19/2015)	I (HEART DESIGN) MY BALLS <Class 14>	85,291,848 (4/11/2011) [1/15/2013]
CRACKER LIFE <Class 25>	86,616,548 (5/1/2015)	CRACKER LIFE <Class 25>	85,236,440 (2/8/2011) [8/30/2011]
BIG COCK SPORTSWEAR <Class 25>	86,661,862 (6/14/2015)	BIG COCKE <Class 25>	77,870,338 (11/11/2009) [5/3/2011]

Applied-For Word Mark Receiving § 1052(a) & § 1052(d) Refusals <Int'l Class>	**Applied-For Word Mark Serial No. (Application Date)**	**Word Mark Cited in § 1052(d) Refusal <Int'l Class>**	**Cited Mark Serial No. (Application Date) [Registration Date]**
		BIG COCK COUNTRY <Class 25>	85,225,003 (1/24/2011) [3/26/2013]
CRACKER LIFE <Class 25>	86,707,984 (7/29/2015)	CRACKER LIFE <Class 25>	85,236,440 (2/8/2011) [8/30/2011]
FVCKD <Class 25>	86,808,278 (11/3/2015)	FVCK STREET WEAR <Class 25>	85,826,194 (1/17/2013) [4/15/2014]

† The application was abandoned after publication.

Appendix 6
All Trademark Applications Filed From 2003 Through 2015 That Received a § 1052(a) Immoral-or-Scandalous Refusal and That Overcame That Refusal and Were Published/Registered

Applied-For Word Mark Receiving § 1052(a) Refusal <Int'l Class>	Applied-For Word Mark Serial No. (Application Date)	Publication Date	Registration Date
COOCHY <Class 3>	78,214,120 (2/12/2003)	6/1/2004	8/24/2004
POTATOFINGER <Class 29>	78,215,674 (2/17/2003)	5/3/2005	7/26/2005
BIG BLACK DICK - PREMIUM RUM- NORTH SOUTH GRAND CAYMAN SEVEN MILE BEACH CARRIBEAN SEA BBD <Classes 21, 25, 33>	78,219,113 (2/26/2003)	12/28/2004	11/22/2005
HONKIES <Class 28>	78,233,268 (4/2/2003)	9/14/2004	†

Applied-For Word Mark Receiving § 1052(a) Refusal <Int'l Class>	Applied-For Word Mark Serial No. (Application Date)	Publication Date	Registration Date
BITCH WHIFFS <Class 34>	78,390,812 (3/25/2004)	9/20/2005	†
BITCH WHIFFS <Class 25>	78,397,712 (4/7/2004)	9/13/2005	12/6/2005
BITCH WHIFFS <Class 28>	78,398,827 (4/8/2004)	9/20/2005	†
CHILITOS CAFE <Class 35>	78,406,642 (4/22/2004)	7/17/2007	†
WANK. <Class 25>	78,421,170 (5/18/2004)	3/7/2006	9/26/2006
VELVETPARK DYKE CULTURE IN BLOOM <Class 16>	78,448,110 (7/8/2004)	5/23/2006	8/15/2006
DYKEDOLLS <Class 28>	78,497,352 (10/9/2004)	4/10/2007	6/26/2007
OSHIRT <Class 25>	78,522,338 (11/24/2004)	9/27/2005	†
EFENK?L <Classes 16, 25>	78,536,608 (12/21/2004)	11/21/2006	2/6/2007

Applied-For Word Mark Receiving § 1052(a) Refusal <Int'l Class>	Applied-For Word Mark Serial No. (Application Date)	Publication Date	Registration Date
OUR MEMBERS GET LAID & OUR AFFILIATES GET PAID! <Class 35>	78,545,359 (1/11/2005)	6/13/2006	9/5/2006
ONE JACK OFF <Class 25>	78,604,378 (4/7/2005)	9/18/2007	6/17/2008
FUW <Class 25>	78,613,631 (4/21/2005)	8/8/2006	10/24/2006
WTF <Class 41>	78,623,114 (5/4/2005)	8/15/2006	†
ANGRY PUSSY <Class 25>	78,657,002 (6/23/2005)	9/2/2008	†
DIRTY HOE LANDSCAPIN G <Class 44>	78,677,596 (7/25/2005)	11/14/2006	1/30/2007
WHIPPEDASS <Class 41>	78,680,652 (7/28/2005)	8/14/2007	10/30/2007
PRICK PILLS <Class 20>	78,684,903 (8/3/2005)	1/9/2007	1/1/2008
SCREW YOU <Class 25>	78,699,134 (8/24/2005)	12/1/2009	9/24/2013

Applied-For Word Mark Receiving § 1052(a) Refusal <Int'l Class>	Applied-For Word Mark Serial No. (Application Date)	Publication Date	Registration Date
THE SEX WHISPERER <Class 9>	78,791,631 (1/13/2006)	9/4/2007	†
SWEATYBALL Z <Class 25>	78,834,247 (3/10/2006)	1/30/2007	†
SCREW YOU <Classes 3, 10, 32>	78,874,735 (5/2/2006)	11/17/2009	4/2/2013
GOY CRAZY <Class 25>	78,898,405 (6/1/2006)	8/28/2007	†
MILPH <Classes 16, 25, 26>	78,980,326 (6/8/2006)	8/21/2007	7/8/2008
MILPH <Class 14>	78,903,398 (6/8/2006)	8/21/2007	†
CHASING PURPOSE 'TIL IT MEETS EXISTENCE CP TIME EST 1999 <Class 25>	78,917,364 (6/26/2006)	4/1/2008	6/17/2008
SUPER GIMP <Classes 16, 25>	78,917,737 (6/27/2006)	9/25/2007	†

Applied-For Word Mark Receiving § 1052(a) Refusal <Int'l Class>	Applied-For Word Mark Serial No. (Application Date)	Publication Date	Registration Date
POCHA <Class 25>	78,919,432 (6/28/2006)	5/22/2007	2/5/2008
POCHO <Class 25>	78,919,434 (6/28/2006)	5/22/2007	2/5/2008
EL CARAJO INTERNATIONAL TAPAS & WINES <Class 43>	77,004,537 (9/21/2006)	11/20/2007	2/5/2008
CP TIME <Class 25>	77,019,230 (10/11/2006)	3/25/2008	6/10/2008
DAME UN CABRON <Class 32>	77,060,641 (12/8/2006)	10/23/2007	†
BAZZA A BAMF TEA! <Class 30>	77,063,697 (12/13/2006)	5/20/2008	†
MILF NEXT DOOR <Class 41>	77,064,757 (12/14/2006)	8/5/2008	10/21/2008
ROADHEAD INDUSTRIES NEED IT. WANT IT. GOT IT. <Class 25>	77,093,949 (1/29/2007)	1/22/2008	†

Applied-For Word Mark Receiving § 1052(a) Refusal <Int'l Class>	Applied-For Word Mark Serial No. (Application Date)	Publication Date	Registration Date
LONGCOCK'S <Class 33>	77,161,404 (4/20/2007)	6/17/2008	†
RED PUSSY <Class 32>	77,162,516 (4/21/2007)	8/26/2008	†
I'M RICK JAMES BITCH <Class 25>	77,207,411 (6/15/2007)	12/16/2008	†
HIMMEL ARSCH & ZWIRN <Classes 18, 21, 25, 32>	77,242,166 (7/30/2007)	3/17/2009	6/2/2009
TERDZ <Class 30>	77,258,747 (8/18/2007)	4/29/2008	9/23/2008
DAMN GIRL MAGAZINE <Class 41>	77,390,430 (2/6/2008)	1/27/2009	10/12/2010
TA-CABRON <Class 43>	77,410,171 (2/29/2008)	4/28/2009	4/6/2010
FUBAR <Class 5>	77,419,918 (3/12/2008)	3/10/2009	11/10/2009
PURPLE STUFF <Class 32>	77,446,644 (4/11/2008)	5/18/2010	8/3/2010
.XXX <Class 16>	77,510,626 (6/28/2008)	5/19/2009	4/20/2010

Applied-For Word Mark Receiving § 1052(a) Refusal <Int'l Class>	Applied-For Word Mark Serial No. (Application Date)	Publication Date	Registration Date
PURPLE STUFF <Class 32>	77,520,464 (7/11/2008)	5/11/2010	7/27/2010
PURPLE STUFF <Class 32>	77,520,466 (7/11/2008)	5/11/2010	7/27/2010
AXE HOLE <Class 25>	77,522,972 (7/15/2008)	5/12/2009	†
BLONDE PUSSY <Class 32>	77,523,080 (7/15/2008)	3/10/2009	†
AXE HOLE <Class 25>	77,979,567 (7/15/2008)	5/12/2009	†
MERDE <Class 16>	77,537,063 (8/1/2008)	6/1/2010	8/17/2010
BIG EFFIN GARAGE <Class 42>	77,595,225 (10/17/2008)	4/5/2011	†
BIG F'N GARAGE <Class 42>	77,595,240 (10/17/2008)	3/29/2011	†
NASTY BITCH <Class 32>	77,616,001 (11/17/2008)	5/25/2010	9/27/2011
TOPA <Class 33>	77,637,758 (12/22/2008)	5/3/2011	12/27/2011

Applied-For Word Mark Receiving § 1052(a) Refusal <Int'l Class>	Applied-For Word Mark Serial No. (Application Date)	Publication Date	Registration Date
SNATCH <Class 25>	77,639,364 (12/23/2008)	1/5/2010	†
COCKTALES <Class 41>	77,641,819 (12/30/2008)	6/21/2011	9/6/2011
SNATCH <Class 25>	77,665,554 (2/6/2009)	12/29/2009	3/16/2010
COCKSURE <Classes 9, 41>	77,778,633 (7/10/2009)	7/13/2010	9/28/2010
MBS COCKTALE COLLECTION <Class 25>	77,797,702 (8/5/2009)	3/30/2010	7/17/2012
PUSSY NATURAL ENERGY <Class 32>	77,817,308 (9/1/2009)	1/4/2011	12/4/2012
BLEAUMEI <Class 25>	77,841,081 (10/5/2009)	4/13/2010	†
COCKTANE <Class 32>	77,877,163 (11/20/2009)	7/27/2010	†
BEITZIM <Classes 14, 25>	77,890,751 (12/10/2009)	5/25/2010	8/10/2010
FRESH BALLS <Class 3>	77,897,974 (12/21/2009)	1/4/2011	3/22/2011

Applied-For Word Mark Receiving § 1052(a) Refusal <Int'l Class>	Applied-For Word Mark Serial No. (Application Date)	Publication Date	Registration Date
HTFU <Class 25>	77,902,017 (12/29/2009)	5/31/2011	3/13/2012
BOYS ARE STUPID, THROW ROCKS AT THEM <Classes 16, 18, 25>	77,934,946 (2/12/2010)	5/1/2012	7/17/2012
BOYS ARE STUPID, THROW ROCKS AT THEM <Class 41>	77,934,899 (2/12/2010)	5/1/2012	†
F CANCER <Class 25>	77,983,618 (3/9/2010)	5/31/2011	6/10/2014
CMTHRFCKNT <Class 41>	77,954,054 (3/9/2010)	3/8/2011	†
CMTHRFCKNT <Class 25>	77,954,169 (3/9/2010)	3/8/2011	†
F CANCER <Class 25>	77,954,532 (3/9/2010)	5/31/2011	†
CMTHRFCKNT <Class 9>	77,956,237 (3/11/2010)	3/8/2011	†

Applied-For Word Mark Receiving § 1052(a) Refusal <Int'l Class>	Applied-For Word Mark Serial No. (Application Date)	Publication Date	Registration Date
BAMF <Class 12>	85,012,455 (4/13/2010)	12/20/2011	10/16/2012
DILLIGAF BY BOHICA BILL <Classes 25, 35>	85,020,964 (4/22/2010)	3/19/2013	6/4/2013
COCK RUB <Class 30>	85,050,620 (5/28/2010)	5/24/2011	12/11/2012
FUGGIN AWESOME <Class 41>	85,056,466 (6/7/2010)	10/8/2013	9/2/2014
WHITE ASS <Class 33>	85,100,568 (8/5/2010)	7/19/2011	†
FN GOLDEN <Class 41>	85,129,726 (9/15/2010)	12/6/2011	2/21/2012
IF WE TOUCH IT, IT'S FN GOLDEN <Class 41>	85,129,728 (9/15/2010)	12/6/2011	2/21/2012
F* WORD FRIDAY <Class 41>	85,133,005 (9/19/2010)	6/28/2011	9/13/2011
BUTTERLOADS <Class 41>	85,134,454 (9/21/2010)	9/20/2011	12/6/2011

Applied-For Word Mark Receiving § 1052(a) Refusal <Int'l Class>	Applied-For Word Mark Serial No. (Application Date)	Publication Date	Registration Date
ROCK THE F OUT <Class 42>	85,145,075 (10/5/2010)	10/4/2011	8/14/2012
DUBE HEMP <Class 32>	85,181,806 (11/20/2010)	7/31/2012	11/5/2013
HOTTER THAN A MOFO <Classes 29, 30>	85,237,185 (2/8/2011)	7/26/2011	7/29/2014
HOTTER THAN A MOFO <Class 30>	85,977,648 (2/8/2011)	7/26/2011	11/27/2012
69 LUNCH FOR TWO <Class 25>	85,282,477 (3/31/2011)	10/25/2011	6/19/2012
HAPPY TUGS <Class 41>	85,342,637 (6/9/2011)	5/14/2013	7/30/2013
SLOPPY POPPY <Class 33>	85,373,166 (7/16/2011)	2/7/2012	7/31/2012
SLOPPY BALLS <Class 43>	85,373,158 (7/16/2011)	2/7/2012	†

Applied-For Word Mark Receiving § 1052(a) Refusal <Int'l Class>	Applied-For Word Mark Serial No. (Application Date)	Publication Date	Registration Date
ROCK 'N' SANDWICHES R'N'R HOME OF THE PIZZA SANDWICH <Class 43>	85,415,963 (9/6/2011)	9/11/2012	†
SNACK BOX <Class 10>	85,458,774 (10/28/2011)	2/12/2013	4/30/2013
BOOTY <Class 10>	85,458,830 (10/28/2011)	2/12/2013	†
MUFF SPIDER <Class 10>	85,464,510 (11/4/2011)	2/12/2013	†
SLUTLOAD <Class 38>	85,484,399 (11/30/2011)	1/1/2013	3/19/2013
LAY PIPE <Class 25>	85,525,358 (1/25/2012)	5/7/2013	3/11/2014
A F S U <Class 25>	85,547,238 (2/20/2012)	1/1/2013	†
BLACK KANGO <Class 42>	85,619,830 (5/8/2012)	1/15/2013	9/10/2013
THE HANDIE <Class 10>	85,620,655 (5/9/2012)	5/21/2013	9/16/2014
PAWG <Class 41>	85,627,933 (5/17/2012)	10/23/2012	12/8/2015

Applied-For Word Mark Receiving § 1052(a) Refusal <Int'l Class>	Applied-For Word Mark Serial No. (Application Date)	Publication Date	Registration Date
FOXY BOX <Class 44>	85,668,913 (7/4/2012)	1/22/2013	4/9/2013
FOXY BOX <Class 3>	85,668,920 (7/4/2012)	1/22/2013	†
BAKED BY A NEGRO <Class 30>	85,708,593 (8/21/2012)	8/13/2013	10/29/2013
THE ORIGINAL GANG BANGERS <Class 25>	85,723,051 (9/7/2012)	3/26/2013	6/11/2013
F'D UP <Classes 25, 28>	85,762,896 (10/24/2012)	9/3/2013	3/11/2014
BACKROOM FACIALS <Class 41>	85,768,581 (10/31/2012)	11/12/2013	1/28/2014
GIRL BONER <Class 41>	85,770,192 (11/2/2012)	6/17/2014	4/7/2015
FACIAL FEST <Class 41>	85,771,170 (11/5/2012)	11/12/2013	1/28/2014
CAMOTOES <Class 25>	85,775,183 (11/8/2012)	12/10/2013	†

Applied-For Word Mark Receiving § 1052(a) Refusal <Int'l Class>	Applied-For Word Mark Serial No. (Application Date)	Publication Date	Registration Date
CANNABIS.CA <Classes 16, 44>	85,779,234 (11/14/2012)	6/13/2017	8/29/2017
FA'QUE <Class 33>	85,815,206 (1/3/2013)	6/24/2014	†
COOLIE HIGH CLOTHING COMPANY <Class 25>	85,834,638 (1/28/2013)	2/25/2014	7/15/2014
THAT'S SO GAY <Class 28>	85,876,216 (3/14/2013)	6/3/2014	9/30/2014
THAT'S SO GAY <Class 9>	85,876,233 (3/14/2013)	6/3/2014	†
COOCH <Class 9>	85,896,602 (4/5/2013)	10/1/2013	12/17/2013
#DATASS <Class 16>	85,915,438 (4/26/2013)	4/8/2014	6/24/2014
CRACKA AZZ SKATEBOARDS <Classes 25, 28>	85,927,818 (5/9/2013)	12/17/2013	8/19/2014
LEFT NUT BREWING CO. <Class 32>	85,935,569 (5/17/2013)	12/22/2015	11/14/2017

Applied-For Word Mark Receiving § 1052(a) Refusal <Int'l Class>	Applied-For Word Mark Serial No. (Application Date)	Publication Date	Registration Date
FU-C <Class 36>	85,945,468 (5/29/2013)	6/3/2014	4/14/2015
THE MIDDLE FINGER PROJECT <Classes 9, 35, 41>	85,968,620 (6/24/2013)	9/2/2014	11/18/2014
#DATASS <Classes 22, 25>	86,034,915 (8/12/2013)	4/15/2014	12/30/2014
NUT SACK DOUBLE BROWN ALE <Class 32>	86,038,803 (8/15/2013)	12/15/2015	3/1/2016
HUGE WOOD <Class 41>	86,076,522 (9/27/2013)	9/30/2014	12/16/2014
EFFÜE <Class 25>	86,164,156 (1/13/2014)	2/17/2015	†
FLIPSTOP <Classes 9, 35, 42>	86,198,426 (2/20/2014)	9/19/2017	†
COCK CONTROL <Class 41>	86,270,103 (5/2/2014)	5/5/2015	†
EFFBOMB <Class 5>	86,356,940 (8/4/2014)	10/20/2015	8/22/2017

Applied-For Word Mark Receiving § 1052(a) Refusal <Int'l Class>	Applied-For Word Mark Serial No. (Application Date)	Publication Date	Registration Date
DICK <Class 25>	86,380,071 (8/28/2014)	3/29/2016	6/14/2016
CHUCHA CAPONE'S <Classes 30, 32, 33, 43>	86,423,765 (10/14/2014)	5/17/2016	†
ARMAFUGGI NGEDDON <Class 25>	86,512,620 (1/23/2015)	12/29/2015	8/2/2016
FUGAZI <Class 9>	86,517,426 (1/28/2015)	3/15/2016	5/31/2016
WONDERFUL WORLD OF BONING <Class 41>	86,539,463 (2/19/2015)	1/19/2016	4/5/2016
COCK N' KITTEN <Class 3>	86,559,304 (3/10/2015)	2/16/2016	†
TERDS <Class 30>	86,589,075 (4/7/2015)	7/26/2016	†
EFFWORDS <Class 28>	86,627,159 (5/12/2015)	11/17/2015	4/19/2016
TURKEY DICK <Class 30>	86,648,220 (6/2/2015)	6/13/2017	†

Applied-For Word Mark Receiving § 1052(a) Refusal <Int'l Class>	**Applied-For Word Mark Serial No. (Application Date)**	**Publication Date**	**Registration Date**
KUM KLEAN NATURAL SOAPS <Class 3>	86,675,699 (6/26/2015)	2/2/2016	†

† The application was abandoned after publication.

Appendix 7
All Word-Mark Applications for Marks of More than One Letter Filed From 2003 Through 2015 That Identically Matched a Mark or Term the PTO Elsewhere Determined to Be Immoral or Scandalous But that Received No § 1052(a) Immoral-or-Scandalous Refusal

Applied-For Word Mark <Int'l Class>	Applied-For Word Mark Serial No. (Application Date)	Publication Date	Registration Date
$#!+ <Classes 20, 25>	77,668,860 (2/12/2009)	1/5/2010	.
69 <Class 25>	78,981,098 (10/20/2004)	2/27/2007	.
69 <Classes 3, 10>	78,730,269 (10/10/2005)	6/6/2006	9/8/2009
69 <Class 25>	85,412,766 (9/1/2011)	2/7/2012	11/20/2012
69 <Class 25>	86,414,064 (10/3/2014)	3/17/2015	.
69 <Class 15>	78,502,810 (10/20/2004)	2/27/2007	.
A.N.A.L. <Class 25>	78,375,319 (2/27/2004)	1/4/2005	.
ASS <Class 9>	76,674,406 (3/22/2007)	10/14/2008	.

Applied-For Word Mark <Int'l Class>	Applied-For Word Mark Serial No. (Application Date)	Publication Date	Registration Date
ASS <Class 9>	76,499,576 (3/21/2003)	1/6/2004	.
ASH-HOLE <Class 11>	86,745,394 (9/2/2015)	3/1/2016	1/3/2017
ASS <Class 25>	86,171,122 (1/21/2014)	6/3/2014	10/7/2014
BALL <Classes 18, 21, 25>	86,458,906 (11/19/2014)	9/1/2015	11/17/2015
BALL <Class 6>	85,090,087 (7/21/2010)	1/4/2011	3/22/2011
BALL <Class 30>	77,847,188 (10/13/2009)	3/27/2018	.
BALL <Classes 35, 39>	85,527,057 (1/27/2012)	7/10/2012	.
BALL <Class 40>	86,766,948 (9/24/2015)	3/8/2016	5/24/2016
BALL <Class 25>	85,966,576 (6/21/2013)	11/19/2013	.
BALL <Classes 40, 42>	85,853,514 (2/19/2013)	7/16/2013	10/1/2013
BALL <Class 6>	86,766,935 (9/24/2015)	3/8/2016	5/24/2016
BALL <Classes 40, 42>	85,853,519 (2/19/2013)	7/16/2013	10/1/2013

Applied-For Word Mark <Int'l Class>	Applied-For Word Mark Serial No. (Application Date)	Publication Date	Registration Date
BALL <Class 14>	76,515,375 (4/24/2003)	12/30/2003	7/13/2004
BALL <Class 7>	76,621,307 (11/18/2004)	10/11/2005	5/9/2006
BALL <Class 9>	76,509,398 (4/25/2003)	12/2/2003	3/15/2005
BALL <Class 41>	77,391,723 (2/7/2008)	7/22/2008	10/7/2008
BALL <Class 25>	85,966,545 (6/21/2013)	11/19/2013	.
BALL <Classes 1, 31>	86,426,688 (10/17/2014)	5/19/2015	8/4/2015
BALLZACK <Class 9>	77,807,774 (8/19/2009)	6/29/2010	9/14/2010
BS <Class 25>	77,143,985 (3/29/2007)	10/2/2007	3/25/2008
BALLS <Class 35>	77,085,961 (1/18/2007)	7/3/2007	9/18/2007
BALLS <Class 16>	76,578,485 (3/1/2004)	11/30/2004	.
BALLS <Class 33>	77,777,661 (7/9/2009)	11/24/2009	4/26/2011
BALLZ <Class 16>	78,715,110 (9/17/2005)	12/19/2006	.

Applied-For Word Mark <Int'l Class>	Applied-For Word Mark Serial No. (Application Date)	Publication Date	Registration Date
BALLZ <Class 43>	86,327,244 (7/2/2014)	11/18/2014	.
BALLS <Classes 16, 41>	77,468,867 (5/8/2008)	4/14/2009	10/9/2012
BALZ <Class 3>	85,888,304 (3/27/2013)	9/3/2013	.
BALLS <Class 35>	86,240,435 (4/2/2014)	4/7/2015	.
BALLZEE <Class 28>	78,373,819 (2/25/2004)	9/27/2005	12/20/2005
BALZZ <Class 28>	85,111,176 (8/19/2010)	6/28/2011	.
BALLS <Class 9>	78,219,746 (2/27/2003)	2/24/2004	8/3/2004
BALLS <Class 41>	85,071,112 (6/24/2010)	6/7/2011	8/23/2011
B.A.M.F. <Class 25>	78,345,314 (12/24/2003)	6/27/2006	9/19/2006
BAMF <Class 25>	85,496,386 (12/15/2011)	9/24/2013	8/12/2014
B.A.M.F. <Class 13>	86,810,199 (11/5/2015)	4/12/2016	6/28/2016
BAMF <Class 9>	76,560,985 (11/3/2003)	7/27/2004	.

Applied-For Word Mark <Int'l Class>	Applied-For Word Mark Serial No. (Application Date)	Publication Date	Registration Date
BANG <Class 44>	86,569,409 (3/19/2015)	9/22/2015	12/8/2015
B·A·N·G <Class 28>	76,691,300 (7/14/2008)	12/9/2008	2/24/2009
BANG <Class 2>	85,633,227 (5/23/2012)	10/30/2012	.
BANG <Classes 9, 35, 38, 42, 45>	77,852,667 (10/20/2009)	3/30/2010	.
BANGG! <Class 25>	76,573,894 (2/4/2004)	11/16/2004	4/18/2006
BANG! <Class 3>	78,382,539 (3/11/2004)	1/25/2005	.
BANG <Class 5>	78,637,163 (5/25/2005)	2/28/2006	12/9/2008
BANG! <Class 16>	78,692,386 (8/15/2005)	5/2/2006	.
BANG <Class 9>	77,169,046 (4/30/2007)	4/13/2010	.
BANG <Class 32>	77,865,654 (11/5/2009)	10/19/2010	2/11/2014
B'ANG <Classes 9, 10, 16, 18, 22, 25, 40>	78,884,833 (5/16/2006)	2/19/2008	.

Applied-For Word Mark <Int'l Class>	Applied-For Word Mark Serial No. (Application Date)	Publication Date	Registration Date
BANG <Class 32>	77,822,181 (9/8/2009)	3/1/2011	5/17/2011
BANG <Class 3>	77,451,882 (4/18/2008)	9/9/2008	5/3/2011
BANG <Class 33>	76,587,708 (4/19/2004)	2/7/2006	5/2/2006
BANG <Class 28>	85,180,620 (11/18/2010)	4/5/2011	11/1/2011
BANG! <Class 20>	78,350,498 (1/12/2004)	10/26/2004	9/13/2005
BANG <Class 32>	77,247,665 (8/6/2007)	1/29/2008	5/19/2009
BANG <Class 16>	86,249,534 (4/11/2014)	7/22/2014	.
BANG! <Class 41>	86,980,268 (11/4/2015)	10/18/2016	1/3/2017
BANG <Class 41>	86,249,589 (4/11/2014)	7/22/2014	.
BANG <Class 35>	85,549,329 (2/22/2012)	7/10/2012	9/25/2012
BANG <Classes 9, 34, 35>	86,598,258 (4/15/2015)	9/22/2015	3/29/2016
BANG! <Class 41>	86,980,267 (11/4/2015)	10/18/2016	1/3/2017

Applied-For Word Mark <Int'l Class>	Applied-For Word Mark Serial No. (Application Date)	Publication Date	Registration Date
BANG <Classes 9, 35, 38, 42, 45>	77,852,338 (10/20/2009)	3/30/2010	.
BANG! <Classes 16, 28>	79,065,326 (9/24/2008)	6/2/2009	8/18/2009
BS <Class 35>	77,003,124 (9/20/2006)	6/26/2007	.
BASTARD <Class 32>	78,222,999 (3/7/2003)	7/13/2004	10/18/2005
BASTARD <Class 25>	79,975,041 (3/5/2007)	5/13/2008	7/29/2008
BASSTURD <Class 25>	85,657,509 (6/21/2012)	11/13/2012	10/8/2013
BEARD <Class 25>	85,626,166 (5/15/2012)	10/9/2012	.
BEARD <Class 3>	86,206,224 (2/27/2014)	12/30/2014	3/17/2015
BEAT IT! <Class 16>	77,605,721 (11/2/2008)	3/24/2009	.
BEAT IT <Class 25>	78,533,262 (12/15/2004)	9/13/2005	.
BEAT IT <Class 14>	78,533,232 (12/15/2004)	9/13/2005	.
BEAT IT! <Class 5>	78,451,686 (7/16/2004)	5/29/2007	8/14/2007

Applied-For Word Mark <Int'l Class>	Applied-For Word Mark Serial No. (Application Date)	Publication Date	Registration Date
BEAT IT <Class 3>	85,461,456 (11/1/2011)	2/28/2012	7/17/2012
BEATIT <Class 9>	86,766,706 (9/24/2015)	2/16/2016	5/3/2016
BEAVER <Classes 7, 12>	77,428,521 (3/21/2008)	4/28/2009	7/14/2009
BEAVER <Class 3>	85,821,724 (1/11/2013)	1/28/2014	4/15/2014
BEAVER <Class 30>	77,925,366 (2/1/2010)	8/24/2010	11/9/2010
BEEVER <Class 3>	79,070,269 (4/21/2009)	6/8/2010	8/24/2010
BEAVER <Class 28>	85,061,745 (6/14/2010)	11/9/2010	5/24/2011
BEAVER <Classes 12, 37>	77,691,841 (3/16/2009)	6/6/2017	
BEAVER <Class 16>	77,113,707 (2/22/2007)	7/21/2009	10/6/2009
BEAVER <Class 32>	85,016,445 (4/17/2010)	9/14/2010	3/6/2012
BEAVERBONG <Class 35>	76,514,155 (5/12/2003)	12/30/2003	1/4/2005
BIG COCKE <Class 25>	77,870,338 (11/11/2009)	2/15/2011	5/3/2011

Applied-For Word Mark <Int'l Class>	Applied-For Word Mark Serial No. (Application Date)	Publication Date	Registration Date
BIG COQ <Class 33>	85,039,558 (5/15/2010)	10/19/2010	3/13/2012
BS <Class 33>	78,285,818 (8/11/2003)	9/21/2004	12/14/2004
BITCH <Class 32>	77,466,281 (5/5/2008)	9/30/2008	.
BITCH <Class 3>	78,888,670 (5/22/2006)	8/28/2007	3/25/2008
BITCH <Class 33>	85,683,977 (7/23/2012)	12/25/2012	.
BITCH <Class 36>	78,845,101 (3/24/2006)	11/7/2006	.
BITCH <Class 18>	85,227,441 (1/27/2011)	6/16/2015	9/29/2015
BITCH <Class 33>	78,821,582 (2/23/2006)	5/5/2009	7/21/2009
BITCH <Class 25>	77,842,390 (10/6/2009)	8/30/2011	6/4/2013
BIT@HES! <Class 16>	85,142,925 (10/1/2010)	3/15/2011	5/31/2011
BJ'S <Class 32>	85,363,576 (7/5/2011)	6/5/2012	9/15/2015
BJ'S <Class 33>	86,678,234 (6/29/2015)	11/17/2015	2/2/2016

Applied-For Word Mark <Int'l Class>	Applied-For Word Mark Serial No. (Application Date)	Publication Date	Registration Date
BJ'S <Classes 29, 30, 32>	86,709,014 (7/29/2015)	5/24/2016	.
BJ'S <Class 25>	85,025,280 (4/28/2010)	10/5/2010	.
BJ'S <Class 43>	85,314,987 (5/6/2011)	9/20/2011	12/6/2011
BJ'S <Class 32>	85,830,784 (1/23/2013)	4/16/2013	7/2/2013
BJ'S <Class 43>	77,103,211 (2/8/2007)	8/7/2007	10/23/2007
BJ'S <Class 32>	86,065,901 (9/16/2013)	1/21/2014	4/8/2014
BJ'S <Classes 35, 43>	77,451,370 (4/17/2008)	9/16/2008	8/3/2010
BLVCK <Class 34>	85,967,785 (6/24/2013)	5/17/2016	8/2/2016
BLVCK <Class 34>	86,036,156 (8/13/2013)	5/17/2016	8/2/2016
BLAC $ <Class 9>	85,077,829 (7/4/2010)	11/30/2010	.
BLACK <Classes 30, 35>	77,605,895 (11/3/2008)	3/24/2009	3/23/2010
BLK <Classes 35, 36>	85,555,020 (2/28/2012)	7/17/2012	5/28/2013

Applied-For Word Mark <Int'l Class>	Applied-For Word Mark Serial No. (Application Date)	Publication Date	Registration Date
BLACK <Classes 35, 36, 39, 41, 42, 43, 44, 45>	77,661,119 (2/2/2009)	10/22/2013	6/10/2014
BLAC <Classes 16, 41>	86,173,621 (1/23/2014)	1/13/2015	3/31/2015
BLACK <Class 7>	76,676,013 (4/26/2007)	10/23/2007	1/8/2008
BLAK <Class 32>	78,771,559 (12/12/2005)	9/26/2006	10/30/2007
BLACCK <Classes 9, 25, 41>	78,730,094 (10/10/2005)	7/4/2006	.
BLACK <Class 33>	85,770,019 (11/2/2012)	10/15/2013	.
BLACK <Class 9>	76,528,872 (7/10/2003)	3/23/2004	9/19/2006
BLACK <Class 36>	78,275,043 (7/16/2003)	8/17/2004	11/9/2004
BLACK <Classes 6, 9, 18, 25>	79,100,176 (4/18/2011)	1/10/2012	3/27/2012
BLACK <Class 28>	77,445,692 (4/11/2008)	9/9/2008	11/25/2008
BLACK <Class 3>	77,461,542 (4/30/2008)	9/16/2008	1/19/2010

Applied-For Word Mark <Int'l Class>	Applied-For Word Mark Serial No. (Application Date)	Publication Date	Registration Date
BLACK <Class 12>	86,098,721 (10/22/2013)	10/21/2014	8/4/2015
BLAK <Class 15>	77,534,383 (7/30/2008)	1/13/2009	12/1/2009
BLACK <Class 5>	77,671,586 (2/16/2009)	3/9/2010	5/25/2010
BLACK <Class 41>	78,943,168 (8/2/2006)	12/11/2007	2/26/2008
BLAK <Class 15>	77,648,248 (1/13/2009)	5/5/2009	4/13/2010
BLAAK <Classes 3, 18, 25>	79,060,127 (6/20/2008)	10/20/2009	1/5/2010
BLAK <Class 35>	85,670,649 (7/6/2012)	12/4/2012	2/19/2013
BLAX <Class 2>	78,334,573 (12/1/2003)	8/17/2004	6/6/2006
BLACKZ <Classes 29, 30, 31>	85,623,202 (5/11/2012)	12/18/2012	3/24/2015
BLACK'S <Class 43>	77,328,019 (11/13/2007)	4/29/2008	7/15/2008
BS <Class 20>	85,755,243 (10/16/2012)	10/15/2013	

Applied-For Word Mark <Int'l Class>	Applied-For Word Mark Serial No. (Application Date)	Publication Date	Registration Date
BLOW <Class 3>	86,021,130 (7/26/2013)	12/17/2013	.
BLO <Class 44>	77,040,010 (11/8/2006)	11/3/2009	1/19/2010
BLOW <Classes 35, 45>	86,233,571 (3/27/2014)	2/3/2015	.
BLOW <Class 5>	77,164,255 (4/24/2007)	10/16/2007	8/26/2008
BLOW <Class 41>	85,197,715 (12/14/2010)	6/14/2011	8/30/2011
BLO <Class 21>	77,527,717 (7/21/2008)	6/22/2010	9/7/2010
BLO <Class 3>	85,199,406 (12/16/2010)	10/11/2011	12/27/2011
BLO <Class 45>	86,570,376 (3/19/2015)	8/18/2015	11/3/2015
BLO <Classes 9, 41>	78,516,877 (11/15/2004)	10/11/2005	.
BLOW <Classes 11, 34>	85,817,921 (1/8/2013)	7/16/2013	2/11/2014
BLOW <Class 35>	86,618,883 (5/4/2015)	2/23/2016	7/11/2017
BLO <Class 25>	78,429,013 (6/2/2004)	5/10/2005	8/2/2005

Applied-For Word Mark <Int'l Class>	Applied-For Word Mark Serial No. (Application Date)	Publication Date	Registration Date
BLO <Class 4>	85,339,795 (6/7/2011)	10/25/2011	.
BLOW <Class 44>	76,510,122 (4/28/2003)	1/20/2004	11/2/2004
BLOW ME <Class 35>	77,932,786 (2/10/2010)	6/22/2010	.
BLOWN <Class 42>	77,502,087 (6/18/2008)	11/11/2008	.
BLOWN <Class 44>	85,465,489 (11/6/2011)	4/17/2012	.
BLUE BALL <Class 32>	85,944,552 (5/29/2013)	10/8/2013	.
BLU BALL <Class 7>	85,805,689 (12/18/2012)	5/14/2013	10/22/2013
BLUE BALLZ <Class 34>	86,561,999 (3/12/2015)	8/4/2015	10/20/2015
BLUE BALLS <Class 25>	86,368,818 (8/17/2014)	3/3/2015	5/19/2015
BLUBALLS <Class 33>	78,400,343 (4/12/2004)	10/4/2005	.
BS <Class 25>	85,055,249 (6/4/2010)	11/2/2010	5/10/2011
BONA <Classes 2, 3>	77,279,164 (9/13/2007)	3/4/2008	5/20/2008

Applied-For Word Mark <Int'l Class>	Applied-For Word Mark Serial No. (Application Date)	Publication Date	Registration Date
BONA <Class 20>	77,490,258 (6/4/2008)	5/5/2009	7/21/2009
BONA <Class 28>	76,525,737 (6/27/2003)	11/11/2003	.
BONE <Class 16>	76,485,120 (1/24/2003)	9/9/2003	12/2/2003
BONE <Class 41>	85,464,436 (11/4/2011)	4/17/2012	7/3/2012
B.O.N.E. <Class 13>	85,233,249 (2/3/2011)	6/21/2011	4/24/2012
BONE <Class 28>	85,485,407 (12/1/2011)	5/15/2012	7/31/2012
BONE <Class 9>	77,123,072 (3/6/2007)	12/25/2007	7/8/2008
BONE <Class 9>	77,921,930 (1/27/2010)	6/15/2010	.
BO KNERR <Class 5>	86,662,909 (6/15/2015)	10/6/2015	.
BONER <Class 28>	77,952,998 (3/8/2010)	6/21/2011	7/3/2012
BONER <Class 28>	78,417,864 (5/13/2004)	12/12/2006	.
BONER <Classes 25, 28>	76,535,752 (8/11/2003)	5/11/2004	8/3/2004

Applied-For Word Mark <Int'l Class>	Applied-For Word Mark Serial No. (Application Date)	Publication Date	Registration Date
BONG <Class 33>	78,503,302 (10/20/2004)	8/22/2006	.
BONG <Class 43>	78,648,894 (6/12/2005)	2/28/2006	3/17/2009
BONG <Class 25>	86,436,695 (10/28/2014)	3/31/2015	.
BOOB <Class 10>	85,467,729 (11/8/2011)	5/7/2013	7/8/2014
BOOB <Classes 3, 5, 25, 35>	79,136,180 (7/10/2013)	7/7/2015	12/29/2015
BOOB <Class 25>	79,007,595 (10/25/2004)	6/10/2008	8/26/2008
BS <Class 42>	86,808,250 (11/3/2015)	4/5/2016	6/21/2016
BOY <Class 3>	86,983,198 (11/24/2015)	4/19/2016	11/7/2017
BOY <Class 3>	86,830,248 (11/24/2015)	4/19/2016	.
BOY <Class 3>	86,830,219 (11/24/2015)	4/19/2016	9/19/2017
BOY <Classes 14, 25>	85,946,830 (5/30/2013)	2/3/2015	4/21/2015
BOY <Class 9>	79,001,268 (11/12/2003)	3/14/2006	6/6/2006

Applied-For Word Mark <Int'l Class>	Applied-For Word Mark Serial No. (Application Date)	Publication Date	Registration Date
BOY <Class 28>	77,794,128 (7/31/2009)	2/2/2010	.
BOY <Class 18>	77,260,208 (8/21/2007)	2/17/2009	5/5/2009
BRASS BALLS <Class 28>	77,923,419 (1/29/2010)	12/7/2010	.
BRASS BALLS <Class 12>	78,938,035 (7/26/2006)	3/13/2007	.
BRASS BALLS <Class 30>	77,238,369 (7/25/2007)	2/26/2008	5/13/2008
BRASS BALLS <Class 30>	76,503,065 (3/28/2003)	11/11/2003	.
BRASS BALLS <Class 12>	77,345,602 (12/6/2007)	11/25/2008	2/10/2009
BS <Class 41>	86,437,148 (10/28/2014)	10/6/2015	12/22/2015
BS <Class 28>	78,842,363 (3/21/2006)	11/7/2006	1/23/2007
BS <Classes 16, 42>	79,021,553 (4/18/2005)	1/22/2008	4/8/2008
BS <Classes 14, 18>	79,046,082 (6/21/2007)	9/9/2008	11/25/2008
BS <Class 3>	86,709,988 (7/30/2015)	12/15/2015	3/1/2016

Applied-For Word Mark <Int'l Class>	Applied-For Word Mark Serial No. (Application Date)	Publication Date	Registration Date
BS <Class 10>	78,498,723 (10/12/2004)	2/21/2006	5/16/2006
B'S <Class 18>	78,598,167 (3/30/2005)	12/20/2005	3/14/2006
BS <Class 25>	77,787,885 (7/23/2009)	12/22/2009	.
BS <Class 26>	86,150,561 (12/22/2013)	8/19/2014	11/4/2014
BS <Class 25>	76,533,936 (7/31/2003)	3/23/2004	.
B.S. <Class 33>	85,362,554 (7/3/2011)	12/13/2011	2/28/2012
BS <Class 33>	78,276,117 (7/18/2003)	4/20/2004	1/25/2005
B.S. <Class 32>	86,169,547 (1/19/2014)	6/3/2014	.
BS <Class 25>	77,857,261 (10/26/2009)	7/20/2010	10/5/2010
BS <Class 9>	85,823,545 (1/15/2013)	6/11/2013	11/5/2013
BS <Class 35>	86,710,011 (7/30/2015)	6/21/2016	9/6/2016
B S <Class 11>	76,613,474 (9/27/2004)	9/6/2005	11/29/2005

Applied-For Word Mark <Int'l Class>	Applied-For Word Mark Serial No. (Application Date)	Publication Date	Registration Date
BS <Class 25>	78,255,205 (5/28/2003)	3/2/2004	5/25/2004
BS <Class 18>	78,540,598 (12/31/2004)	11/29/2005	2/21/2006
BS <Class 3>	77,949,810 (3/3/2010)	12/7/2010	10/18/2011
BS <Class 43>	85,469,125 (11/10/2011)	5/1/2012	7/2/2013
BS <Class 25>	78,540,604 (12/31/2004)	11/29/2005	2/21/2006
BS <Class 7>	79,140,045 (10/21/2013)	5/20/2014	8/5/2014
BS <Class 25>	76,533,935 (7/31/2003)	3/23/2004	11/9/2004
BS <Class 25>	78,915,654 (6/23/2006)	7/24/2007	
B:S <Class 25>	78,235,906 (4/9/2003)	12/16/2003	3/9/2004
BUD.TV <Class 38>	78,952,712 (8/15/2006)	7/24/2007	10/9/2007
BUD.TV <Class 35>	78,952,716 (8/15/2006)	7/24/2007	10/9/2007
BUD <Class 9>	86,555,400 (3/6/2015)	8/11/2015	

Applied-For Word Mark <Int'l Class>	Applied-For Word Mark Serial No. (Application Date)	Publication Date	Registration Date
BUD <Class 35>	85,421,634 (9/13/2011)	2/21/2012	.
ÚBUD <Class 35>	86,783,463 (10/9/2015)	10/25/2016	1/10/2017
BUD <Class 21>	86,407,686 (9/26/2014)	3/3/2015	.
BS <Classes 20, 24>	76,528,727 (7/9/2003)	11/23/2004	12/27/2005
BUMBUM <Class 25>	78,578,912 (3/2/2005)	12/15/2009	.
BUTTCRACKER <Class 8>	86,379,954 (8/28/2014)	1/27/2015	.
BUTTHOLE <Class 34>	85,611,931 (4/30/2012)	10/2/2012	6/11/2013
CABRON <Classes 30, 33>	77,195,037 (5/31/2007)	4/28/2009	12/14/2010
CABRON <Classes 32, 33>	77,530,030 (7/23/2008)	1/3/2012	10/16/2012
CABRON <Class 32>	77,978,287 (12/7/2006)	10/9/2007	12/29/2009
CABRON <Class 32>	77,059,379 (12/7/2006)	10/9/2007	12/21/2010
CACHUÁ <Classes 3, 35, 44>	86,746,759 (9/3/2015)	1/3/2017	.

Applied-For Word Mark <Int'l Class>	Applied-For Word Mark Serial No. (Application Date)	Publication Date	Registration Date
CACHUÁ <Classes 3, 35, 44>	86,746,727 (9/3/2015)	1/3/2017	.
CAJONES <Class 32>	78,452,365 (7/17/2004)	9/13/2005	.
CAJONES <Class 28>	77,310,580 (10/23/2007)	3/25/2008	6/10/2008
CAK <Classes 35, 41>	85,850,796 (2/15/2013)	1/14/2014	4/1/2014
CANNABIS <Class 41>	85,865,340 (3/4/2013)	5/21/2013	1/28/2014
CANNABIS <Class 41>	85,427,784 (9/21/2011)	2/28/2012	.
CANNABIS <Class 35>	86,067,054 (9/17/2013)	4/15/2014	.
CANNABIS <Class 25>	86,066,960 (9/17/2013)	4/15/2014	.
CAZZO <Class 41>	79,006,168 (7/26/2004)	1/17/2006	4/11/2006
CHRIST <Class 16>	85,487,656 (12/5/2011)	1/15/2013	4/2/2013
CHRIST <Class 9>	79,157,403 (9/30/2014)	8/11/2015	10/27/2015
CHRIST <Classes 9, 11>	85,099,102 (8/3/2010)	7/26/2011	10/11/2011

Applied-For Word Mark <Int'l Class>	Applied-For Word Mark Serial No. (Application Date)	Publication Date	Registration Date
CIRCLE JERKY <Class 29>	86,212,791 (3/6/2014)	8/18/2015	.
COÑO <Class 32>	78,769,624 (12/8/2005)	1/23/2007	.
KOCAINE <Class 25>	86,532,926 (2/12/2015)	6/30/2015	2/28/2017
COCAINE <Class 3>	78,820,405 (2/22/2006)	10/17/2006	.
COKAINE <Class 25>	79,029,937 (10/5/2006)	11/27/2007	2/12/2008
COCK <Class 5>	85,564,335 (3/8/2012)	7/31/2012	10/16/2012
COCKBLOCKER <Class 5>	86,640,395 (5/25/2015)	10/13/2015	.
COCKSOX <Class 25>	85,185,067 (11/24/2010)	1/24/2012	4/10/2012
COCKED & LOADED <Class 25>	77,051,851 (11/28/2006)	6/19/2007	.
COCKED & LOADED <Class 32>	85,146,710 (10/6/2010)	3/15/2011	5/31/2011
KOXX <Class 12>	85,172,333 (11/9/2010)	3/29/2011	6/14/2011

Applied-For Word Mark <Int'l Class>	Applied-For Word Mark Serial No. (Application Date)	Publication Date	Registration Date
COCKS <Classes 6, 16, 25>	76,488,319 (2/6/2003)	6/1/2004	8/24/2004
COCKSMAN <Classes 3, 25>	86,790,866 (10/16/2015)	3/22/2016	6/7/2016
COCKTAIL <Class 9>	85,537,563 (2/8/2012)	1/29/2013	.
COCKTAIL <Class 16>	85,104,253 (8/10/2010)	7/12/2011	.
COCKTAYL <Class 3>	78,954,935 (8/17/2006)	4/10/2007	1/26/2016
COCKTAIL <Class 3>	85,337,357 (6/3/2011)	11/15/2011	4/24/2012
COCKTAIL <Class 16>	77,066,765 (12/18/2006)	5/29/2007	.
COCKTAIL <Class 24>	76,595,921 (6/4/2004)	7/26/2005	.
COCKTAIL <Class 20>	76,595,923 (6/4/2004)	5/3/2005	.
COKE <Class 16>	78,264,374 (6/19/2003)	3/9/2004	6/1/2004
COKE <Class 32>	78,509,548 (11/2/2004)	4/11/2006	7/4/2006
COKE <Class 9>	78,264,308 (6/19/2003)	3/9/2004	6/1/2004

Applied-For Word Mark <Int'l Class>	Applied-For Word Mark Serial No. (Application Date)	Publication Date	Registration Date
COKE <Class 20>	78,264,397 (6/19/2003)	3/23/2004	6/15/2004
COKE <Class 14>	78,264,357 (6/19/2003)	3/2/2004	5/25/2004
COKE <Class 32>	77,153,712 (4/11/2007)	9/18/2007	12/4/2007
COKE <Class 11>	78,264,318 (6/19/2003)	3/2/2004	5/25/2004
COKE <Class 21>	78,264,405 (6/19/2003)	3/23/2004	6/15/2004
COKE <Class 25>	78,264,410 (6/19/2003)	3/2/2004	5/25/2004
COKE <Class 12>	78,264,345 (6/19/2003)	3/2/2004	5/25/2004
COKE <Class 6>	78,264,301 (6/19/2003)	3/2/2004	5/25/2004
COKE <Class 28>	78,264,421 (6/19/2003)	3/23/2004	6/15/2004
COKE <Class 18>	78,264,382 (6/19/2003)	3/2/2004	5/25/2004
COKE <Class 4>	78,264,295 (6/19/2003)	3/2/2004	5/25/2004
COME <Class 43>	77,100,297 (2/6/2007)	8/7/2007	

Applied-For Word Mark <Int'l Class>	Applied-For Word Mark Serial No. (Application Date)	Publication Date	Registration Date
COME <Class 16>	78,871,724 (4/27/2006)	6/26/2007	9/11/2007
COME <Class 16>	86,385,988 (9/4/2014)	2/3/2015	4/21/2015
COME TOGETHER <Class 20>	76,599,599 (6/25/2004)	6/14/2005	1/10/2006
COME TOGETHER <Class 35>	77,528,826 (7/22/2008)	2/10/2009	12/8/2009
COME TOGETHER <Class 16>	77,728,519 (5/4/2009)	9/22/2009	.
COME TOGETHER <Class 43>	77,728,527 (5/4/2009)	9/15/2009	.
COME TOGETHER <Class 45>	77,528,843 (7/22/2008)	2/3/2009	12/8/2009
CUM TOGETHER <Class 9>	76,528,502 (7/1/2003)	3/2/2004	5/25/2004
COME TOGETHER <Class 41>	77,528,838 (7/22/2008)	6/2/2009	12/8/2009
COME TOGETHER <Class 30>	77,728,524 (5/4/2009)	9/15/2009	.

Applied-For Word Mark <Int'l Class>	Applied-For Word Mark Serial No. (Application Date)	Publication Date	Registration Date
COME TOGETHER <Class 42>	77,224,067 (7/7/2007)	12/18/2007	.
COME TOGETHER <Class 29>	77,728,522 (5/4/2009)	9/15/2009	.
COME TOGETHER <Class 9>	77,224,068 (7/7/2007)	12/18/2007	.
COME TOGETHER <Classes 25, 35>	78,599,352 (3/31/2005)	12/27/2005	.
COME TOGETHER <Class 38>	77,528,836 (7/22/2008)	2/3/2009	12/8/2009
COMETOGETHER <Class 35>	77,364,199 (1/4/2008)	1/6/2009	11/24/2009
COMFYBALLS <Class 25>	86,828,902 (11/23/2015)	5/24/2016	8/9/2016
COMING <Classes 38, 41, 42>	79,053,093 (3/20/2008)	8/5/2008	10/21/2008
COMING <Class 28>	77,739,067 (5/18/2009)	12/8/2009	.

Applied-For Word Mark <Int'l Class>	Applied-For Word Mark Serial No. (Application Date)	Publication Date	Registration Date
CONO <Classes 9, 16, 28, 41>	85,944,086 (5/28/2013)	5/6/2014	.
CONO <Class 11>	79,172,501 (7/30/2015)	5/24/2016	8/9/2016
CONO <Class 33>	78,274,387 (7/15/2003)	4/20/2004	.
CONO <Class 30>	78,830,074 (3/6/2006)	10/17/2006	1/2/2007
COOLIE <Class 30>	76,639,970 (6/2/2005)	3/14/2006	6/6/2006
KOOLIE <Class 28>	85,560,444 (3/5/2012)	7/24/2012	5/28/2013
CRACK <Classes 9, 38, 42>	86,542,432 (2/23/2015)	8/9/2016	.
CRACK <Class 43>	86,087,644 (10/9/2013)	2/18/2014	.
CRAC <Class 9>	85,456,685 (10/26/2011)	4/3/2012	.
CRACK <Class 32>	85,953,274 (6/7/2013)	5/13/2014	.
KRACK <Class 25>	78,785,877 (1/5/2006)	7/4/2006	.

Applied-For Word Mark <Int'l Class>	Applied-For Word Mark Serial No. (Application Date)	Publication Date	Registration Date
CRACK <Class 3>	77,916,042 (1/20/2010)	5/4/2010	3/1/2011
CRACKA <Class 25>	78,800,598 (1/26/2006)	4/10/2007	.
KRACKER <Class 41>	85,822,099 (1/14/2013)	6/11/2013	12/17/2013
CRACKER LIFE <Class 16>	85,517,045 (1/16/2012)	6/19/2012	9/4/2012
CRACKER LIFE <Class 25>	85,236,440 (2/8/2011)	6/14/2011	8/30/2011
CRAWCKERS <Class 30>	85,807,274 (12/20/2012)	5/7/2013	7/23/2013
CRAPP <Class 33>	77,713,885 (4/14/2009)	8/4/2009	.
CRAP <Class 9>	78,250,826 (5/16/2003)	2/10/2004	.
C.R.A.P. <Classes 36, 41>	86,688,324 (7/9/2015)	5/17/2016	9/27/2016
CRAP <Class 28>	85,689,315 (7/27/2012)	1/8/2013	3/26/2013
CRAP <Class 9>	77,816,249 (8/31/2009)	1/26/2010	4/13/2010
CRAQUE <Class 30>	86,392,848 (9/12/2014)	2/10/2015	4/28/2015

Applied-For Word Mark <Int'l Class>	Applied-For Word Mark Serial No. (Application Date)	Publication Date	Registration Date
CREAM PIE <Class 33>	85,370,835 (7/13/2011)	7/10/2012	1/8/2013
CULO <Class 24>	85,278,900 (3/28/2011)	9/6/2011	.
CULO <Class 16>	85,278,893 (3/28/2011)	9/16/2014	.
CULO <Class 25>	85,859,321 (2/25/2013)	6/14/2016	8/30/2016
CUMMING <Classes 35, 37>	77,009,830 (9/28/2006)	8/26/2008	7/21/2009
DP <Class 41>	77,358,073 (12/21/2007)	5/13/2008	7/29/2008
DP <Class 14>	77,823,283 (9/9/2009)	2/2/2010	4/20/2010
DAMN! <Class 25>	77,066,071 (12/18/2006)	7/10/2007	.
DAMN! <Class 25>	76,676,970 (5/16/2007)	9/23/2008	8/25/2009
DP <Class 33>	85,897,764 (4/8/2013)	8/27/2013	11/12/2013
DTF <Class 32>	85,938,946 (5/21/2013)	10/15/2013	.
DP <Class 18>	85,132,848 (9/18/2010)	3/8/2011	8/2/2011

Applied-For Word Mark <Int'l Class>	Applied-For Word Mark Serial No. (Application Date)	Publication Date	Registration Date
DP <Class 1>	86,488,293 (12/22/2014)	6/9/2015	.
DP <Class 36>	77,479,628 (5/20/2008)	10/21/2008	1/6/2009
DP <Class 45>	77,808,603 (8/19/2009)	1/19/2010	.
DP <Class 9>	86,062,873 (9/12/2013)	4/22/2014	9/30/2014
DP <Class 41>	86,062,878 (9/12/2013)	4/22/2014	9/30/2014
DP <Class 25>	85,832,226 (1/25/2013)	6/11/2013	6/24/2014
DP <Class 28>	85,825,948 (1/17/2013)	6/11/2013	.
DP <Class 6>	86,416,318 (10/6/2014)	3/17/2015	.
DP <Class 25>	78,669,810 (7/13/2005)	3/28/2006	5/29/2007
DP <Class 38>	78,669,831 (7/13/2005)	3/28/2006	10/30/2007
DP <Class 38>	86,445,973 (11/5/2014)	12/30/2014	3/17/2015
DP <Class 9>	78,669,707 (7/13/2005)	3/28/2006	5/6/2008

Applied-For Word Mark <Int'l Class>	Applied-For Word Mark Serial No. (Application Date)	Publication Date	Registration Date
DP <Class 28>	78,669,819 (7/13/2005)	10/10/2006	8/25/2009
DP <Class 41>	78,669,838 (7/13/2005)	3/28/2006	5/29/2007
DP <Class 16>	78,669,792 (7/13/2005)	3/28/2006	11/20/2007
DP <Class 18>	78,669,800 (7/13/2005)	5/22/2007	11/4/2008
DP <Classes 36, 37>	86,343,803 (7/21/2014)	12/9/2014	2/24/2015
DICK <Class 16>	86,259,681 (4/22/2014)	9/23/2014	12/9/2014
DICK <Class 25>	78,832,298 (3/8/2006)	11/14/2006	5/19/2009
DICK <Class 8>	79,022,510 (4/27/2005)	8/7/2007	10/23/2007
D I C K <Class 3>	78,860,488 (4/12/2006)	11/21/2006	.
DICK <Class 33>	85,635,032 (5/24/2012)	10/23/2012	.
DICKWEAR <Classes 18, 25>	78,475,683 (8/30/2004)	8/23/2005	.
DICK'S <Class 29>	86,343,301 (7/21/2014)	12/16/2014	3/3/2015

Applied-For Word Mark <Int'l Class>	Applied-For Word Mark Serial No. (Application Date)	Publication Date	Registration Date
DIKS <Class 25>	78,509,844 (11/2/2004)	10/11/2005	.
DICK'S <Class 43>	86,343,046 (7/21/2014)	12/16/2014	3/3/2015
DICK'S <Class 35>	85,414,359 (9/2/2011)	2/28/2012	5/15/2012
DICKTIONARY <Class 28>	78,300,222 (9/15/2003)	5/11/2004	11/2/2004
DIKÉ <Class 25>	77,029,601 (10/26/2006)	6/19/2007	.
DP <Class 45>	77,550,165 (8/19/2008)	1/6/2009	.
DP <Class 17>	86,517,724 (1/29/2015)	6/16/2015	9/1/2015
DIRTY HOE <Class 33>	78,377,649 (3/3/2004)	9/13/2005	12/6/2005
DP <Class 16>	85,352,239 (6/21/2011)	11/8/2011	1/24/2012
DP <Class 35>	77,623,407 (11/30/2008)	9/22/2009	12/8/2009
DO ME <Class 10>	77,783,913 (7/17/2009)	12/15/2009	3/2/2010
DO.ME <Class 42>	77,492,190 (6/5/2008)	2/3/2009	.

Applied-For Word Mark <Int'l Class>	Applied-For Word Mark Serial No. (Application Date)	Publication Date	Registration Date
DO ME! <Class 21>	86,155,944 (1/2/2014)	5/13/2014	.
DP <Classes 30, 43>	85,526,804 (1/27/2012)	11/6/2012	1/22/2013
DP <Class 32>	78,855,002 (4/5/2006)	1/9/2007	4/22/2008
DP <Class 25>	85,826,606 (1/18/2013)	6/4/2013	4/8/2014
DP <Class 40>	86,200,747 (2/21/2014)	8/19/2014	11/4/2014
DOGGIE STYLE <Class 41>	78,459,917 (7/30/2004)	6/17/2014	.
DOGGIE STYLE <Class 32>	85,307,370 (4/28/2011)	9/13/2011	11/29/2011
DOGGIE STYLE <Classes 16, 35>	77,246,504 (8/3/2007)	1/22/2008	.
DOGGIE STYLE <Class 35>	77,806,220 (8/17/2009)	7/20/2010	11/29/2011
DOGGIE STYLE <Class 43>	78,407,627 (4/25/2004)	1/25/2005	11/29/2005
DOPE <Class 18>	77,862,126 (10/31/2009)	6/1/2010	.
DOPE <Class 14>	85,777,601 (11/13/2012)	2/26/2013	8/20/2013

Applied-For Word Mark <Int'l Class>	Applied-For Word Mark Serial No. (Application Date)	Publication Date	Registration Date
DOPE <Class 34>	86,660,147 (6/11/2015)	1/31/2017	.
DOPE <Class 3>	85,846,893 (2/11/2013)	7/23/2013	.
DOPE <Class 25>	85,841,683 (2/5/2013)	7/2/2013	9/17/2013
DOPE <Class 35>	85,729,957 (9/15/2012)	2/19/2013	.
DOPE <Class 25>	85,375,315 (7/19/2011)	12/18/2012	6/10/2014
DOPE <Class 35>	86,083,846 (10/7/2013)	2/25/2014	5/13/2014
DOPE <Class 8>	86,686,117 (7/8/2015)	1/12/2016	3/29/2016
DOPE <Class 28>	85,763,811 (10/25/2012)	3/5/2013	5/21/2013
DOPE <Class 5>	85,107,525 (8/13/2010)	2/15/2011	.
DOPE <Classes 9, 25, 28, 35, 41>	85,926,376 (5/8/2013)	12/29/2015	.
DOPE <Class 25>	86,293,042 (5/28/2014)	10/21/2014	3/15/2016
DOPE <Class 34>	86,980,958 (6/11/2015)	1/31/2017	.

Applied-For Word Mark <Int'l Class>	Applied-For Word Mark Serial No. (Application Date)	Publication Date	Registration Date
DOPE <Class 34>	86,660,157 (6/11/2015)	1/31/2017	.
DOPE <Class 25>	85,773,190 (11/6/2012)	2/26/2013	12/3/2013
DOPE <Class 41>	85,846,862 (2/11/2013)	7/23/2013	10/8/2013
DP <Class 1>	77,364,537 (1/4/2008)	5/20/2008	8/5/2008
DP <Class 7>	85,956,334 (6/11/2013)	10/1/2013	12/17/2013
DP <Classes 9, 35, 38, 39, 42>	77,966,352 (3/23/2010)	2/8/2011	.
DP <Class 41>	76,484,581 (1/23/2003)	9/16/2003	12/9/2003
DP <Classes 2, 3>	77,233,254 (7/19/2007)	7/22/2008	.
DP <Class 35>	77,976,424 (12/20/2006)	12/25/2007	4/28/2009
PP PARKER POE <Class 45>	77,708,600 (4/7/2009)	8/4/2009	4/13/2010
DP <Class 7>	79,069,979 (3/5/2009)	9/15/2009	12/1/2009
DP <Class 0>	76,657,266 (3/22/2006)	6/26/2007	12/29/2009

Applied-For Word Mark <Int'l Class>	Applied-For Word Mark Serial No. (Application Date)	Publication Date	Registration Date
DP <Classes 9, 11>	79,152,520 (3/5/2014)	4/5/2016	6/21/2016
DP <Classes 16, 41, 45>	77,068,555 (12/20/2006)	12/25/2007	7/21/2009
DP <Class 9>	85,277,491 (3/25/2011)	11/1/2011	11/26/2013
DP <Class 29>	78,854,873 (4/5/2006)	11/14/2006	
DP <Class 11>	79,102,496 (8/26/2011)	5/8/2012	7/24/2012
DP <Class 25>	85,927,570 (5/9/2013)	4/8/2014	11/4/2014
PP <Class 10>	76,609,284 (8/30/2004)	9/18/2007	12/4/2007
DP <Classes 6, 9, 25, 28>	86,836,517 (12/2/2015)	5/30/2017	8/15/2017
<DP> <Class 9>	79,108,772 (1/3/2012)	3/19/2013	6/4/2013
DP <Class 25>	86,631,293 (5/15/2015)	8/18/2015	11/3/2015
DP <Class 2>	77,233,252 (7/19/2007)	7/22/2008	7/13/2010

Applied-For Word Mark <Int'l Class>	Applied-For Word Mark Serial No. (Application Date)	Publication Date	Registration Date
DP <Class 25>	86,346,259 (7/23/2014)	12/2/2014	2/17/2015
DP <Classes 35, 40, 43>	78,854,897 (4/5/2006)	8/21/2007	.
DP <Classes 20, 24>	77,216,060 (6/26/2007)	9/16/2008	12/2/2008
DP <Class 9>	85,049,684 (5/27/2010)	10/26/2010	5/31/2011
DP <Class 5>	77,523,815 (7/16/2008)	5/19/2009	.
DP <Classes 9, 11>	77,424,527 (3/18/2008)	4/28/2009	.
DP <Class 5>	78,443,319 (6/29/2004)	11/1/2005	1/24/2006
DP <Classes 9, 11>	85,074,078 (6/29/2010)	11/30/2010	2/15/2011
DP <Class 20>	76,711,055 (3/26/2012)	8/14/2012	.
DP+ <Class 9>	85,168,832 (11/4/2010)	12/6/2011	9/25/2012
DP <Classes 8, 25>	85,363,433 (7/5/2011)	6/12/2012	8/28/2012
DP <Class 18>	78,626,336 (5/10/2005)	4/25/2006	.

Applied-For Word Mark <Int'l Class>	Applied-For Word Mark Serial No. (Application Date)	Publication Date	Registration Date
DP <Class 32>	78,854,953 (4/5/2006)	1/9/2007	4/22/2008
DP <Classes 1, 19>	79,024,196 (3/6/2006)	5/22/2007	8/7/2007
DP <Class 25>	85,750,806 (10/10/2012)	3/19/2013	6/4/2013
DTF <Class 0>	85,293,485 (4/12/2011)	7/5/2011	9/2/2014
DTF <Classes 12, 16, 17, 28>	86,009,765 (7/14/2013)	7/15/2014	.
DTF <Class 8>	77,222,281 (7/5/2007)	4/29/2008	.
DTF <Classes 6, 7, 8>	77,802,467 (8/12/2009)	6/1/2010	8/17/2010
DTF <Class 25>	85,056,754 (6/7/2010)	4/26/2011	.
DTF <Class 6>	77,202,312 (6/10/2007)	5/6/2008	.
DUMB ASS <Class 41>	85,466,394 (11/7/2011)	11/20/2012	.
DUMBASS <Classes 9, 28, 41>	77,758,157 (6/12/2009)	10/27/2009	.

Applied-For Word Mark <Int'l Class>	Applied-For Word Mark Serial No. (Application Date)	Publication Date	Registration Date
DUMB ASS <Class 30>	85,103,820 (8/10/2010)	11/16/2010	2/1/2011
DUMBASS <Class 25>	78,874,761 (5/2/2006)	12/5/2006	10/23/2007
DUMBASS <Class 32>	77,756,279 (6/10/2009)	10/27/2009	.
DP <Class 5>	78,478,529 (9/3/2004)	8/23/2005	.
DP <Class 5>	78,976,670 (9/3/2004)	8/23/2005	4/18/2006
DP <Class 42>	78,478,535 (9/3/2004)	7/12/2005	.
DP <Class 17>	78,375,498 (2/27/2004)	11/1/2005	1/24/2006
EAT ME <Class 33>	85,522,147 (1/21/2012)	6/12/2012	.
EATME <Class 35>	85,743,052 (10/1/2012)	6/4/2013	8/19/2014
EAT ME! <Classes 25, 28>	76,514,544 (5/14/2003)	6/14/2005	.
EAT ME! <Classes 25, 29>	86,411,992 (10/1/2014)	3/17/2015	.
EAT ME! <Class 25>	85,141,044 (9/29/2010)	6/28/2011	9/13/2011

Applied-For Word Mark <Int'l Class>	Applied-For Word Mark Serial No. (Application Date)	Publication Date	Registration Date
EATME <Class 30>	85,334,122 (5/31/2011)	6/12/2012	8/28/2012
EAT ME! <Class 35>	85,338,987 (6/6/2011)	3/20/2012	6/5/2012
EAT ME <Class 25>	78,352,142 (1/14/2004)	5/16/2006	8/8/2006
EAT.ME <Class 42>	77,492,159 (6/5/2008)	1/13/2009	.
EAT ME <Classes 30, 35, 43>	86,856,753 (12/22/2015)	5/31/2016	8/16/2016
EAT ME! <Class 21>	85,141,034 (9/29/2010)	6/28/2011	9/13/2011
EAT ME! <Class 30>	85,141,087 (9/29/2010)	3/15/2011	5/31/2011
EFFING <Class 33>	77,490,182 (6/3/2008)	8/19/2008	.
EFFING <Class 25>	85,122,954 (9/3/2010)	2/14/2012	5/1/2012
EFF <Class 36>	77,620,650 (11/24/2008)	9/22/2009	12/8/2009
EFF <Class 35>	86,713,369 (8/3/2015)	2/16/2016	5/3/2016
ERECTION <Class 32>	77,007,890 (9/26/2006)	9/18/2007	10/28/2008

Applied-For Word Mark <Int'l Class>	Applied-For Word Mark Serial No. (Application Date)	Publication Date	Registration Date
ERECTUS <Classes 9, 14, 16, 25, 28, 38, 41, 42>	79,181,752 (11/10/2014)	7/4/2017	9/19/2017
F* <Class 35>	85,132,852 (9/18/2010)	2/1/2011	.
F-BOMB <Class 3>	86,122,070 (11/18/2013)	3/18/2014	.
F-BOMB <Class 9>	86,191,010 (2/11/2014)	6/17/2014	.
F-IT <Classes 25, 35>	79,130,169 (2/27/2013)	10/1/2013	12/17/2013
F K <Class 43>	86,515,910 (1/27/2015)	6/9/2015	8/25/2015
F-OFF! <Class 5>	78,297,653 (9/9/2003)	6/8/2004	.
F/U <Class 9>	86,266,549 (4/29/2014)	9/23/2014	.
F/U <Classes 9, 16, 25, 28, 41>	86,266,119 (4/29/2014)	9/23/2014	.
FA <Class 10>	79,030,106 (5/15/2006)	1/1/2008	3/18/2008
FA <Class 42>	86,249,672 (4/11/2014)	8/26/2014	3/24/2015

Applied-For Word Mark <Int'l Class>	Applied-For Word Mark Serial No. (Application Date)	Publication Date	Registration Date
FA <Class 35>	85,970,204 (6/26/2013)	11/19/2013	6/17/2014
FA <Classes 16, 28, 35, 40, 41, 42>	79,097,702 (2/23/2011)	2/26/2013	5/14/2013
FA <Class 25>	78,306,525 (9/29/2003)	6/15/2004	.
FA <Class 25>	78,784,184 (1/3/2006)	4/24/2007	7/10/2007
FA <Classes 7, 9, 11>	79,055,885 (4/18/2008)	4/14/2009	6/30/2009
FA <Class 2>	77,736,095 (5/13/2009)	5/4/2010	.
FA <Class 35>	77,377,984 (1/22/2008)	6/3/2008	8/19/2008
FA <Class 6>	79,132,363 (5/29/2013)	3/18/2014	6/3/2014
FAÈ <Class 33>	77,093,194 (1/29/2007)	7/17/2007	10/2/2007
FK <Classes 12, 25>	85,514,888 (1/12/2012)	11/27/2012	2/12/2013
FK <Class 25>	86,189,858 (2/11/2014)	4/21/2015	7/7/2015

Applied-For Word Mark <Int'l Class>	Applied-For Word Mark Serial No. (Application Date)	Publication Date	Registration Date
FAG <Classes 4, 7, 9, 12>	79,054,548 (7/25/2007)	10/27/2009	1/12/2010
FAG <Classes 7, 9, 12>	85,039,919 (5/17/2010)	12/13/2011	2/28/2012
PHAG <Class 25>	77,022,538 (10/17/2006)	6/3/2008	5/1/2012
FAG <Classes 4, 6, 7, 8, 9, 12, 17>	79,049,409 (5/30/2007)	6/9/2009	8/25/2009
FAIREEZ <Classes 9, 14, 16, 24, 25, 28, 41>	79,020,269 (5/2/2005)	8/1/2006	10/17/2006
FAIRY <Class 33>	77,183,926 (5/17/2007)	3/11/2008	9/30/2008
FAIRY <Class 10>	85,680,959 (7/18/2012)	12/25/2012	3/12/2013
FAK <Class 14>	85,322,250 (5/16/2011)	10/4/2011	8/21/2012
FAK <Class 7>	77,829,394 (9/18/2009)	2/23/2010	.
FK <Classes 3, 30, 33>	86,674,707 (6/25/2015)	12/22/2015	.
F.A.P. <Class 12>	85,607,284 (4/25/2012)	1/22/2013	4/9/2013

Applied-For Word Mark <Int'l Class>	Applied-For Word Mark Serial No. (Application Date)	Publication Date	Registration Date
F K <Class 44>	85,832,586 (1/25/2013)	6/18/2013	9/3/2013
FAT COQ <Class 33>	85,039,560 (5/15/2010)	10/19/2010	3/13/2012
FCUK <Class 18>	86,518,528 (1/29/2015)	12/8/2015	10/3/2017
FCUK <Classes 14, 28, 35>	78,239,593 (4/18/2003)	3/21/2006	6/13/2006
FYM <Class 41>	85,627,522 (5/16/2012)	10/16/2012	1/1/2013
FA <Class 42>	78,946,779 (8/7/2006)	3/20/2007	6/5/2007
FING <Class 25>	85,736,863 (9/24/2012)	7/2/2013	.
FING <Class 25>	77,673,462 (2/19/2009)	6/16/2009	.
FING <Class 25>	77,674,315 (2/19/2009)	6/16/2009	.
FA <Class 25>	77,494,994 (6/10/2008)	10/14/2008	.
FA <Class 37>	86,404,327 (9/24/2014)	2/17/2015	5/5/2015
FA <Classes 9, 15>	76,580,736 (3/12/2004)	3/1/2005	.

Applied-For Word Mark <Int'l Class>	Applied-For Word Mark Serial No. (Application Date)	Publication Date	Registration Date
F-IT <Class 38>	78,663,973 (7/5/2005)	6/12/2007	8/28/2007
FK <Classes 9, 18>	86,287,082 (5/20/2014)	11/10/2015	.
FK <Class 25>	85,197,804 (12/14/2010)	3/8/2011	.
FK <Class 7>	76,672,245 (2/5/2007)	8/7/2007	10/23/2007
FK <Class 25>	85,687,857 (7/26/2012)	1/1/2013	3/19/2013
FK <Class 40>	77,309,147 (10/19/2007)	4/1/2008	.
FK <Class 7>	79,010,120 (10/26/2004)	4/25/2006	7/18/2006
FK <Class 25>	78,659,300 (6/27/2005)	6/27/2006	9/19/2006
FK <Class 11>	78,204,228 (1/16/2003)	5/4/2004	5/29/2007
FKD <Classes 18, 25, 28>	77,750,467 (6/2/2009)	12/8/2009	6/22/2010
FKD <Classes 18, 25, 28>	77,744,582 (5/26/2009)	11/10/2009	6/1/2010

Applied-For Word Mark <Int'l Class>	Applied-For Word Mark Serial No. (Application Date)	Publication Date	Registration Date
FKS <Classes 14, 40, 42>	79,099,173 (3/9/2011)	4/3/2012	6/19/2012
FA-Q <Class 34>	86,548,888 (2/27/2015)	7/28/2015	10/13/2015
FK <Class 28>	86,708,753 (7/29/2015)	2/9/2016	4/26/2016
FAP <Class 35>	78,767,952 (12/6/2005)	2/27/2007	5/15/2007
FOCKER <Class 25>	77,584,755 (10/3/2008)	3/3/2009	.
FA <Class 9>	78,458,267 (7/28/2004)	6/28/2005	9/20/2005
FOOK <Class 45>	77,689,173 (3/12/2009)	5/4/2010	7/20/2010
FOOK <Classes 25, 35>	85,855,783 (2/21/2013)	7/16/2013	5/27/2014
FK <Class 25>	86,654,406 (6/8/2015)	11/10/2015	.
FORK YOU <Class 43>	85,699,701 (8/9/2012)	1/15/2013	.
FORK YOU! <Class 21>	86,123,291 (11/19/2013)	6/24/2014	9/9/2014
FK <Classes 18, 26>	78,951,982 (8/15/2006)	7/24/2007	10/9/2007

Applied-For Word Mark <Int'l Class>	Applied-For Word Mark Serial No. (Application Date)	Publication Date	Registration Date
FK <Class 25>	85,468,265 (11/9/2011)	10/23/2012	9/24/2013
FK <Class 7>	79,069,040 (3/23/2009)	2/23/2010	5/11/2010
FK <Classes 14, 16, 21>	85,979,873 (12/14/2012)	5/20/2014	8/5/2014
FU <Class 45>	86,689,300 (7/10/2015)	11/24/2015	.
FU <Class 25>	77,755,775 (6/9/2009)	2/26/2013	8/20/2013
F.U. <Class 33>	77,559,376 (8/29/2008)	1/20/2009	12/29/2009
FU <Class 41>	85,669,124 (7/5/2012)	6/18/2013	.
FUG <Class 25>	86,154,971 (12/31/2013)	11/18/2014	2/3/2015
FUG <Class 40>	86,368,070 (8/15/2014)	1/13/2015	3/31/2015
FUKU <Class 43>	86,754,659 (9/11/2015)	1/19/2016	4/5/2016
FUKU <Classes 6, 16, 21, 24, 25, 29, 30>	86,722,589 (8/12/2015)	6/28/2016	.

Applied-For Word Mark <Int'l Class>	Applied-For Word Mark Serial No. (Application Date)	Publication Date	Registration Date
FUKU <Class 43>	86,561,752 (3/12/2015)	10/20/2015	1/5/2016
FUKU <Classes 9, 35>	86,566,398 (3/17/2015)	10/20/2015	.
FUKU <Class 43>	86,561,757 (3/12/2015)	10/20/2015	1/5/2016
FA <Class 35>	86,536,164 (2/16/2015)	6/23/2015	9/8/2015
FUT <Class 25>	85,095,832 (7/29/2010)	3/15/2011	.
GAY.COM <Classes 38, 41, 42, 45>	77,565,137 (9/8/2008)	10/5/2010	1/24/2012
GAY.COM <Classes 38, 41, 42, 45>	77,565,110 (9/8/2008)	10/19/2010	2/21/2012
GAY <Class 33>	85,792,086 (11/30/2012)	12/10/2013	2/25/2014
GET BLOWN <Class 35>	78,403,459 (4/16/2004)	2/1/2005	.
GET BLOWN! <Class 34>	76,660,179 (5/17/2006)	12/26/2006	.
GET OFF <Class 42>	78,207,990 (1/28/2003)	9/9/2003	4/24/2007

Applied-For Word Mark <Int'l Class>	Applied-For Word Mark Serial No. (Application Date)	Publication Date	Registration Date
GET OFF <Class 2>	76,589,891 (5/3/2004)	3/15/2005	6/7/2005
GLORYHOLE <Class 41>	77,389,462 (2/5/2008)	6/10/2008	8/26/2008
GOOCH <Class 25>	78,311,828 (10/9/2003)	5/25/2004	.
GOOCH <Class 25>	78,221,612 (3/4/2003)	4/13/2004	.
GOOCH <Classes 18, 25>	85,645,159 (6/6/2012)	10/9/2012	8/20/2013
GREATHEAD <Class 32>	85,530,445 (1/31/2012)	6/26/2012	.
HAD <Class 14>	85,370,424 (7/13/2011)	12/6/2011	.
HAD <Class 20>	85,340,519 (6/7/2011)	7/10/2012	9/25/2012
HANDJOB <Class 28>	77,180,373 (5/14/2007)	11/6/2007	.
HARD-ON <Class 5>	77,297,066 (10/5/2007)	4/15/2008	9/9/2008
HARD-ON <Class 3>	78,972,653 (9/12/2006)	4/24/2007	.
HARD-ON <Class 3>	77,497,456 (6/12/2008)	11/4/2008	1/20/2009

Applied-For Word Mark <Int'l Class>	Applied-For Word Mark Serial No. (Application Date)	Publication Date	Registration Date
HEAD <Class 3>	78,587,989 (3/15/2005)	7/4/2006	9/26/2006
HEAD <Class 43>	77,185,990 (5/21/2007)	11/6/2007	.
HEAD <Classes 9, 25, 28>	85,956,064 (6/11/2013)	10/29/2013	9/9/2014
HEAD <Classes 3, 4, 5, 35>	77,356,897 (12/20/2007)	6/30/2009	.
HEAD <Class 3>	79,073,551 (9/7/2009)	2/23/2010	5/11/2010
HEAD <Class 3>	79,000,605 (12/15/2003)	1/25/2005	4/19/2005
HEAD <Classes 9, 12, 14, 18, 25, 28>	77,759,877 (6/15/2009)	7/6/2010	9/21/2010
HEAD <Class 3>	76,675,295 (4/10/2007)	11/13/2007	1/29/2008
HEAD <Class 25>	86,451,153 (11/11/2014)	5/19/2015	3/22/2016
HEEB <Class 41>	78,250,619 (5/15/2003)	12/23/2003	6/29/2004
HEY DICK <Classes 9, 25>	85,832,228 (1/25/2013)	6/18/2013	9/3/2013

Applied-For Word Mark <Int'l Class>	Applied-For Word Mark Serial No. (Application Date)	Publication Date	Registration Date
HO <Class 25>	79,036,500 (10/2/2006)	3/18/2008	6/3/2008
HOMO <Class 25>	86,758,765 (9/16/2015)	3/8/2016	11/22/2016
HOTBOXX <Class 9>	77,813,956 (8/27/2009)	1/19/2010	9/7/2010
HOT BOX <Class 34>	86,263,851 (4/26/2014)	10/14/2014	.
HOT BOX <Class 30>	85,291,763 (4/11/2011)	8/23/2011	11/8/2011
HOT BOX <Class 28>	78,378,019 (3/3/2004)	12/7/2004	11/15/2005
HOTBOX <Class 11>	76,494,725 (2/24/2003)	12/2/2003	.
HOTBOXX <Class 6>	78,530,537 (12/10/2004)	12/20/2005	.
HOTBOX <Class 11>	86,568,047 (3/18/2015)	2/16/2016	5/3/2016
HOTBOX <Classes 38, 41, 42>	85,454,447 (10/24/2011)	2/28/2012	5/15/2012
HOT BOX <Class 32>	86,717,076 (8/6/2015)	11/17/2015	2/2/2016
HOT BOX <Classes 9, 28>	77,359,661 (12/26/2007)	6/8/2010	.

Applied-For Word Mark <Int'l Class>	Applied-For Word Mark Serial No. (Application Date)	Publication Date	Registration Date
HOT BOX <Class 9>	78,639,603 (5/30/2005)	10/10/2006	.
HOTBOX <Class 41>	85,730,625 (9/17/2012)	2/19/2013	5/7/2013
HOT BOX <Class 33>	85,514,766 (1/12/2012)	5/29/2012	.
HOT BOX <Class 21>	86,307,420 (6/12/2014)	6/2/2015	.
! HOTBOX ! <Class 7>	86,286,911 (5/20/2014)	10/28/2014	1/13/2015
HOUSE OF DAVID <Class 45>	77,472,261 (5/12/2008)	10/14/2008	12/30/2008
HO <Class 16>	78,350,982 (1/13/2004)	11/23/2004	2/15/2005
HTFU <Class 25>	77,321,100 (11/5/2007)	4/15/2008	.
HUMP <Classes 37, 38, 42, 45>	86,274,913 (5/7/2014)	1/20/2015	.
HUNG <Class 41>	78,897,457 (5/31/2006)	1/9/2007	3/27/2007
HUNG <Class 21>	77,599,097 (10/23/2008)	3/3/2009	.

Applied-For Word Mark <Int'l Class>	Applied-For Word Mark Serial No. (Application Date)	Publication Date	Registration Date
HUNG <Class 37>	86,596,039 (4/13/2015)	10/13/2015	12/29/2015
HUNG <Class 41>	77,594,801 (10/17/2008)	9/8/2009	3/30/2010
HUNG <Class 16>	77,594,807 (10/17/2008)	9/8/2009	.
HUNGO <Class 9>	86,701,993 (7/23/2015)	12/15/2015	3/1/2016
HUNG <Class 18>	77,599,060 (10/23/2008)	9/8/2009	.
HUNG <Class 9>	77,594,804 (10/17/2008)	3/3/2009	1/31/2012
HUNG LIKE A M.U.L.E <Class 25>	86,384,689 (9/3/2014)	1/27/2015	8/18/2015
HUSBAND * BEATER <Class 25>	78,353,517 (1/18/2004)	12/6/2005	2/28/2006
HUYA <Classes 8, 9>	77,071,589 (12/27/2006)	6/10/2008	12/2/2008
ICE LABS <Class 30>	77,037,384 (11/6/2006)	6/5/2007	.
JAP <Class 24>	86,840,326 (12/5/2015)	10/3/2017	.

Applied-For Word Mark <Int'l Class>	Applied-For Word Mark Serial No. (Application Date)	Publication Date	Registration Date
JIZZ <Class 3>	85,225,675 (1/25/2011)	5/31/2011	.
JIZZ <Class 25>	79,102,880 (8/17/2011)	10/14/2014	12/30/2014
JOHNSON <Class 25>	78,840,466 (3/17/2006)	4/22/2008	10/14/2008
JOHNSON <Classes 8, 9>	85,593,619 (4/10/2012)	4/2/2013	6/18/2013
JJ <Class 17>	78,607,316 (4/12/2005)	9/19/2006	12/5/2006
JOHNSON <Class 9>	78,665,257 (7/7/2005)	7/18/2006	10/10/2006
JOHNSON <Class 15>	77,020,204 (10/12/2006)	10/30/2007	1/15/2008
JOHNSON <Classes 8, 9>	85,588,686 (4/4/2012)	4/2/2013	6/18/2013
KARMIC B.S. <Class 20>	85,070,267 (6/23/2010)	11/16/2010	.
LICK ME <Class 3>	77,299,891 (10/9/2007)	8/19/2008	.
LIQ ME <Class 30>	85,397,138 (8/12/2011)	1/17/2012	.
LIQUID CHRONIC <Class 9>	85,387,860 (8/3/2011)	8/14/2012	1/29/2013

Applied-For Word Mark <Int'l Class>	Applied-For Word Mark Serial No. (Application Date)	Publication Date	Registration Date
LIQUID CHRONIK <Class 33>	77,609,487 (11/7/2008)	11/20/2012	8/27/2013
LIQUID CHRONIC <Class 9>	77,168,307 (4/28/2007)	9/18/2007	.
LOVEBUTTER <Class 28>	85,064,154 (6/16/2010)	5/10/2011	.
LOVE BUTTER <Class 3>	77,082,693 (1/14/2007)	8/7/2007	10/23/2007
MF <Classes 11, 34>	85,300,496 (4/20/2011)	2/28/2012	5/15/2012
MF <Class 9>	85,377,843 (7/21/2011)	12/20/2011	10/16/2012
MF <Class 42>	85,377,836 (7/21/2011)	12/20/2011	10/16/2012
MF <Class 41>	85,377,839 (7/21/2011)	12/20/2011	10/16/2012
MAN WHORE <Class 25>	77,441,291 (4/7/2008)	9/22/2009	.
MANDINGO <Class 34>	78,220,051 (2/28/2003)	5/25/2004	8/17/2004
MANDINGO <Class 10>	85,101,345 (8/5/2010)	1/18/2011	4/5/2011

Applied-For Word Mark <Int'l Class>	Applied-For Word Mark Serial No. (Application Date)	Publication Date	Registration Date
MANDINGO <Class 33>	85,247,291 (2/21/2011)	6/28/2011	9/13/2011
MF <Class 14>	77,618,195 (11/20/2008)	3/31/2009	6/16/2009
MARIA JUANA <Class 25>	77,490,509 (6/4/2008)	11/11/2008	1/27/2009
MARIJUANA <Class 25>	86,613,546 (4/29/2015)	4/12/2016	.
MF <Class 35>	77,102,392 (2/8/2007)	8/7/2007	10/23/2007
MASTERBAIT <Classes 25, 28>	77,713,220 (4/14/2009)	1/5/2010	3/23/2010
MASTER-BAITS <Class 28>	78,521,085 (11/22/2004)	9/27/2005	.
MF <Class 41>	77,554,558 (8/25/2008)	1/13/2009	3/31/2009
MDMA <Classes 18, 24, 26>	79,181,771 (7/27/2015)	11/15/2016	1/31/2017
MDMA <Classes 9, 38, 42>	78,212,997 (2/10/2003)	4/5/2005	6/28/2005
MDMA <Class 41>	86,351,406 (7/29/2014)	1/13/2015	3/31/2015

Applied-For Word Mark <Int'l Class>	Applied-For Word Mark Serial No. (Application Date)	Publication Date	Registration Date
M.D.M.A. <Class 25>	85,748,833 (10/9/2012)	3/19/2013	6/4/2013
ME VALE MADRE <Class 25>	77,700,746 (3/27/2009)	1/12/2010	3/30/2010
ME@T <Class 43>	77,665,452 (2/6/2009)	6/2/2009	.
MEAT WALLET <Classes 25, 41>	85,453,754 (10/21/2011)	6/5/2012	.
MF <Classes 6, 20>	86,285,153 (5/19/2014)	2/3/2015	7/11/2017
METH <Class 1>	79,021,033 (11/26/2005)	8/1/2006	10/17/2006
MF <Class 37>	78,631,255 (5/17/2005)	1/31/2006	2/13/2007
MF <Class 24>	76,598,511 (6/18/2004)	10/18/2005	1/10/2006
MF <Class 3>	77,261,780 (8/22/2007)	3/11/2008	2/17/2009
MF <Class 33>	85,266,640 (3/14/2011)	7/26/2011	1/10/2012
M.F. <Class 1>	79,174,113 (6/24/2015)	4/19/2016	7/5/2016
MF <Class 7>	86,405,378 (9/24/2014)	2/24/2015	11/10/2015

Applied-For Word Mark <Int'l Class>	Applied-For Word Mark Serial No. (Application Date)	Publication Date	Registration Date
MF <Class 7>	78,770,602 (12/9/2005)	12/1/2009	2/16/2010
MF <Classes 6, 7, 40>	79,111,091 (12/7/2011)	12/11/2012	2/26/2013
MF <Class 34>	86,242,283 (4/4/2014)	8/19/2014	11/4/2014
MF <Class 3>	85,719,756 (9/4/2012)	2/5/2013	.
MF <Class 25>	86,401,476 (9/22/2014)	2/3/2015	.
MF <Class 30>	85,367,938 (7/11/2011)	1/8/2013	10/29/2013
MF <Classes 6, 7, 40>	79,111,094 (12/7/2011)	1/1/2013	3/19/2013
MF <Classes 16, 35, 38, 41>	78,847,824 (3/28/2006)	4/17/2007	9/23/2008
MF <Class 24>	79,128,495 (3/20/2013)	10/15/2013	12/31/2013
MF <Class 14>	78,622,925 (5/4/2005)	1/31/2006	4/25/2006
MF <Class 9>	85,316,230 (5/9/2011)	9/27/2011	12/13/2011
MF <Class 43>	86,134,042 (12/3/2013)	3/29/2016	1/17/2017

Applied-For Word Mark <Int'l Class>	Applied-For Word Mark Serial No. (Application Date)	Publication Date	Registration Date
MF <Class 25>	85,336,759 (6/2/2011)	10/18/2011	1/3/2012
MIKE HOCK <Class 25>	86,371,057 (8/19/2014)	1/13/2015	10/27/2015
MIKE HOCK <Class 25>	78,689,689 (8/10/2005)	4/18/2006	9/16/2008
MILF GOLF <Class 25>	85,916,193 (4/26/2013)	12/3/2013	5/20/2014
MILK OF THE POPPY <Class 21>	85,200,475 (12/17/2010)	4/26/2011	9/24/2013
MILK OF THE POPPY <Class 25>	85,200,595 (12/17/2010)	4/26/2011	8/27/2013
MF <Class 31>	79,145,005 (1/27/2014)	1/20/2015	4/7/2015
MOFO <Class 28>	77,185,795 (5/21/2007)	11/20/2007	2/5/2008
MOFO <Class 41>	78,307,167 (9/30/2003)	11/9/2004	2/1/2005
MOFO <Class 41>	77,404,085 (2/22/2008)	1/12/2010	6/4/2013
MOFO <Class 12>	86,111,237 (11/6/2013)	3/11/2014	

Applied-For Word Mark <Int'l Class>	Applied-For Word Mark Serial No. (Application Date)	Publication Date	Registration Date
MOFO <Class 33>	85,917,204 (4/29/2013)	11/5/2013	.
MOFOS <Classes 38, 41, 42>	85,392,457 (8/8/2011)	9/4/2012	11/20/2012
MOFOS.COM <Classes 38, 41, 42>	85,392,712 (8/8/2011)	9/4/2012	11/20/2012
MOLLY <Class 35>	77,584,029 (10/2/2008)	2/17/2009	5/5/2009
MOLLY <Class 7>	85,084,747 (7/14/2010)	10/12/2010	6/21/2011
MOLIE <Class 14>	86,733,545 (8/21/2015)	8/30/2016	11/15/2016
MOLLY <Class 38>	78,871,549 (4/27/2006)	9/19/2006	.
MOLLY <Class 5>	85,838,057 (1/31/2013)	2/17/2015	5/5/2015
MOLLY <Classes 30, 34>	86,237,505 (3/31/2014)	7/29/2014	.
MOLLY <Class 10>	85,113,183 (8/23/2010)	4/2/2013	9/10/2013
MOLLY <Class 35>	85,605,204 (4/23/2012)	3/5/2013	5/21/2013

Applied-For Word Mark <Int'l Class>	Applied-For Word Mark Serial No. (Application Date)	Publication Date	Registration Date
MF <Classes 7, 9>	79,144,044 (9/20/2013)	5/19/2015	8/4/2015
MONEY SHOT <Class 5>	78,953,082 (8/16/2006)	4/10/2007	6/26/2007
MONEY-SHOT <Class 32>	77,045,678 (11/16/2006)	7/3/2007	3/11/2008
MONEY SHOT <Class 41>	85,397,157 (8/12/2011)	11/1/2011	.
MF <Class 14>	77,602,447 (10/28/2008)	9/29/2009	.
MORPHINE <Class 25>	77,300,248 (10/10/2007)	3/25/2008	6/10/2008
MORPHINE <Class 3>	85,508,672 (1/4/2012)	5/29/2012	9/24/2013
ANNULLO TUI EFFIGIES <Class 25>	78,832,483 (3/8/2006)	10/17/2006	.
MF <Class 9>	85,136,400 (9/23/2010)	12/14/2010	3/1/2011
MUFF <Class 14>	85,048,326 (5/26/2010)	4/19/2011	2/21/2012
MF <Class 25>	76,509,883 (4/28/2003)	5/18/2004	7/26/2005
MF <Class 41>	85,583,764 (3/29/2012)	8/13/2013	10/29/2013

Applied-For Word Mark <Int'l Class>	Applied-For Word Mark Serial No. (Application Date)	Publication Date	Registration Date
NIG <Class 25>	85,939,012 (5/22/2013)	11/12/2013	1/28/2014
NOOKIE <Class 25>	85,762,826 (10/24/2012)	7/2/2013	9/17/2013
NOOKIE <Class 33>	85,792,318 (12/1/2012)	4/30/2013	.
NUGGETS <Class 25>	78,247,841 (5/9/2003)	12/13/2005	.
NUGGETS <Class 41>	77,781,752 (7/15/2009)	5/25/2010	8/10/2010
NUGGITZ <Class 35>	85,515,692 (1/13/2012)	5/15/2012	7/31/2012
NUT SAC <Class 29>	77,663,650 (2/4/2009)	4/6/2010	.
NUTSAC <Class 18>	77,668,333 (2/11/2009)	7/7/2009	9/22/2009
NUTSACK <Class 28>	78,419,717 (5/17/2004)	4/5/2005	.
KNUTTSAK <Class 25>	78,357,883 (1/27/2004)	11/9/2004	8/1/2006
NUTSACK <Class 3>	76,696,479 (3/24/2009)	7/21/2009	7/6/2010
N.U.T.S. <Class 16>	78,774,276 (12/15/2005)	8/8/2006	6/2/2009

Applied-For Word Mark <Int'l Class>	Applied-For Word Mark Serial No. (Application Date)	Publication Date	Registration Date
N.U.T.S <Class 41>	77,037,949 (11/6/2006)	6/5/2007	8/21/2007
NUTZZ <Classes 25, 28, 35, 41>	78,377,092 (3/2/2004)	4/18/2006	
NUTS <Class 3>	78,741,646 (10/27/2005)	6/27/2006	5/22/2007
NUTS <Class 35>	85,018,513 (4/20/2010)	9/21/2010	12/7/2010
NUTS <Class 16>	78,278,861 (7/25/2003)	5/4/2004	4/4/2006
NUTS <Classes 8, 21>	79,148,132 (4/25/2014)	10/31/2017	1/16/2018
NUTS! <Class 9>	85,355,948 (6/24/2011)	12/6/2011	2/21/2012
NUTZ <Class 34>	86,451,391 (11/11/2014)	4/28/2015	7/14/2015
NUT'Z <Class 9>	79,097,031 (2/4/2011)	7/19/2011	10/4/2011
OINK! <Class 28>	85,725,399 (9/10/2012)	5/28/2013	4/8/2014
OINK.COM <Class 35>	85,137,460 (9/24/2010)	3/8/2011	5/24/2011
OINC <Class 41>	77,628,680 (12/8/2008)	2/2/2010	11/30/2010

Applied-For Word Mark <Int'l Class>	Applied-For Word Mark Serial No. (Application Date)	Publication Date	Registration Date
OINK <Classes 36, 42>	86,134,798 (12/4/2013)	4/15/2014	10/28/2014
OINK.COM <Class 35>	85,143,000 (10/1/2010)	3/8/2011	.
OINK <Classes 9, 35>	85,319,478 (5/12/2011)	10/11/2011	.
OINK <Class 42>	85,319,476 (5/12/2011)	10/11/2011	.
OINK.COM <Class 35>	85,142,994 (10/1/2010)	3/15/2011	.
OINK <Class 10>	78,422,012 (5/20/2004)	2/22/2005	3/28/2006
OINK <Classes 36, 42>	86,264,462 (4/28/2014)	7/15/2014	1/6/2015
OINK.COM <Class 35>	85,143,011 (10/1/2010)	3/8/2011	.
OINK! <Class 25>	78,459,962 (7/30/2004)	6/27/2006	9/19/2006
OINK <Classes 36, 42>	86,136,046 (12/5/2013)	4/15/2014	.
OMFG <Class 25>	77,607,951 (11/5/2008)	4/21/2009	2/9/2010
DP <Class 36>	85,508,563 (1/4/2012)	11/6/2012	1/22/2013

Applied-For Word Mark <Int'l Class>	Applied-For Word Mark Serial No. (Application Date)	Publication Date	Registration Date
PANAMA RED <Class 30>	78,828,914 (3/3/2006)	10/10/2006	1/30/2007
PANAMA RED <Class 43>	78,829,136 (3/3/2006)	10/10/2006	9/18/2007
PEARL <Class 11>	77,585,174 (10/3/2008)	3/3/2009	.
PEARL <Class 1>	77,056,681 (12/4/2006)	8/4/2009	.
PEARL <Class 36>	76,713,490 (2/19/2013)	1/7/2014	4/14/2015
PEARL <Class 21>	86,059,120 (9/9/2013)	3/18/2014	6/3/2014
PEARL <Class 5>	77,738,363 (5/15/2009)	11/23/2010	4/22/2014
PEARL <Class 9>	86,023,971 (7/30/2013)	12/24/2013	3/11/2014
PERL <Class 9>	76,629,502 (1/27/2005)	9/19/2006	12/5/2006
PEARL <Class 9>	86,609,232 (4/24/2015)	8/2/2016	10/18/2016
PEARL <Classes 16, 41>	79,090,090 (6/30/2010)	7/30/2013	10/15/2013
PEARL <Class 31>	78,460,208 (8/2/2004)	10/11/2005	.

Applied-For Word Mark <Int'l Class>	Applied-For Word Mark Serial No. (Application Date)	Publication Date	Registration Date
PEARL <Class 33>	85,562,392 (3/7/2012)	9/10/2013	11/26/2013
PEARL <Class 9>	77,268,724 (8/30/2007)	7/8/2008	12/9/2008
PEARL <Class 11>	77,794,596 (7/31/2009)	12/29/2009	7/20/2010
PEARL <Class 6>	79,124,069 (10/5/2012)	8/13/2013	10/29/2013
PEARL <Class 9>	78,896,066 (5/30/2006)	12/12/2006	10/16/2007
PEARL <Classes 11, 40>	77,666,230 (2/9/2009)	5/18/2010	10/19/2010
PEARL <Class 21>	78,411,799 (5/1/2004)	10/4/2005	12/27/2005
PEARL <Class 12>	86,980,681 (7/2/2015)	11/17/2015	12/6/2016
PEARL <Class 9>	79,116,517 (3/13/2012)	5/14/2013	7/30/2013
PEARL <Class 5>	77,738,367 (5/15/2009)	11/23/2010	4/22/2014
PEARL <Classes 35, 39>	79,097,571 (6/28/2010)	11/1/2011	1/17/2012
PEARL <Class 9>	86,982,089 (7/2/2015)	1/17/2017	5/16/2017

Applied-For Word Mark <Int'l Class>	Applied-For Word Mark Serial No. (Application Date)	Publication Date	Registration Date
PEARL <Classes 25, 28>	78,717,985 (9/21/2005)	6/6/2006	.
PEARL <Class 28>	76,634,318 (3/25/2005)	12/13/2005	3/7/2006
PEARL <Class 35>	86,681,867 (7/2/2015)	11/17/2015	.
PEARL <Class 30>	77,937,998 (2/17/2010)	9/27/2011	.
PEARL <Class 42>	85,265,339 (3/12/2011)	8/16/2011	2/7/2012
PEARL <Class 35>	78,269,552 (7/2/2003)	8/3/2004	10/26/2004
PEARL <Class 9>	85,849,601 (2/14/2013)	7/9/2013	4/29/2014
PEARL <Classes 16, 41>	76,589,259 (4/29/2004)	4/19/2005	.
PEARL <Class 37>	86,681,873 (7/2/2015)	11/24/2015	.
PEARL <Classes 7, 9>	85,344,072 (6/12/2011)	5/8/2012	12/4/2012
PEARL <Class 10>	76,596,658 (6/7/2004)	10/11/2005	4/8/2008
PEARL <Class 9>	85,886,263 (3/26/2013)	2/11/2014	11/25/2014

Applied-For Word Mark <Int'l Class>	Applied-For Word Mark Serial No. (Application Date)	Publication Date	Registration Date
PEARL <Class 43>	77,252,919 (8/10/2007)	2/12/2008	4/29/2008
PEARL <Class 39>	86,681,879 (7/2/2015)	11/24/2015	.
PEARL <Class 16>	86,467,547 (12/1/2014)	5/12/2015	.
PURL <Classes 9, 35>	78,957,989 (8/22/2006)	4/29/2008	9/29/2009
PEARL <Class 11>	85,048,943 (5/27/2010)	11/30/2010	2/15/2011
PEARL <Class 10>	77,132,134 (3/15/2007)	4/15/2008	.
PEARL <Class 45>	86,681,887 (7/2/2015)	11/24/2015	.
PEARL <Class 8>	85,734,818 (9/21/2012)	2/26/2013	2/11/2014
PEARL <Class 9>	86,681,861 (7/2/2015)	1/17/2017	.
PEARL <Class 10>	77,715,710 (4/16/2009)	2/16/2010	.
PEARL <Class 19>	78,591,198 (3/21/2005)	12/6/2005	2/28/2006
PEARL <Class 35>	77,615,016 (11/14/2008)	3/31/2009	3/30/2010

Applied-For Word Mark <Int'l Class>	Applied-For Word Mark Serial No. (Application Date)	Publication Date	Registration Date
PEARL <Class 31>	77,240,281 (7/27/2007)	1/29/2008	.
PEARL <Class 42>	86,681,886 (7/2/2015)	11/24/2015	.
PEARL <Classes 9, 42, 45>	85,422,980 (9/14/2011)	3/19/2013	7/8/2014
PEARL <Class 25>	79,150,341 (1/31/2014)	9/30/2014	12/16/2014
PEARL <Class 35>	78,268,316 (6/28/2003)	1/20/2004	4/13/2004
PEARL <Class 32>	77,723,495 (4/27/2009)	7/7/2009	12/22/2009
PEARL <Class 18>	85,028,275 (5/2/2010)	4/12/2011	.
PEARL <Class 1>	78,910,267 (6/16/2006)	7/17/2007	4/15/2008
PEARL <Class 10>	85,576,342 (3/21/2012)	8/28/2012	11/13/2012
PEARL <Classes 2, 16>	86,403,502 (9/23/2014)	11/1/2016	1/17/2017
PEARL <Class 7>	85,482,812 (11/29/2011)	6/12/2012	.

Applied-For Word Mark <Int'l Class>	Applied-For Word Mark Serial No. (Application Date)	Publication Date	Registration Date
PIRL <Classes 38, 42, 44>	77,621,636 (11/25/2008)	6/23/2009	4/6/2010
PEARL <Class 30>	86,401,494 (9/22/2014)	2/24/2015	5/12/2015
PEARL <Classes 9, 35>	86,611,401 (4/27/2015)	9/15/2015	.
PEARL <Class 33>	78,845,424 (3/24/2006)	2/13/2007	7/10/2007
PEARL <Class 5>	78,906,596 (6/13/2006)	7/17/2007	6/3/2008
PEARL <Classes 6, 19>	86,416,500 (10/7/2014)	3/10/2015	7/12/2016
PEARL <Class 5>	85,885,588 (3/25/2013)	8/13/2013	10/29/2013
PEARL <Class 9>	77,904,899 (1/5/2010)	5/18/2010	10/5/2010
PEARL <Class 42>	86,981,205 (7/2/2015)	11/24/2015	5/16/2017
PEARL <Class 41>	86,681,882 (7/2/2015)	11/24/2015	.
PEARL <Class 36>	76,699,574 (9/22/2009)	3/9/2010	5/25/2010
PEARL <Class 9>	77,815,721 (8/28/2009)	1/26/2010	.

Applied-For Word Mark <Int'l Class>	Applied-For Word Mark Serial No. (Application Date)	Publication Date	Registration Date
PEARL <Classes 35, 37, 39, 40, 42, 45>	77,310,501 (10/22/2007)	4/1/2008	6/17/2008
PEARL <Class 9>	78,493,624 (10/3/2004)	8/23/2005	11/15/2005
PEARL <Class 10>	85,952,131 (6/6/2013)	12/31/2013	.
PEARL <Class 12>	86,681,866 (7/2/2015)	11/17/2015	.
PEARL <Class 20>	85,634,714 (5/24/2012)	4/30/2013	7/16/2013
PEARL <Class 37>	76,713,489 (2/19/2013)	1/7/2014	10/20/2015
PEARL <Class 10>	77,486,730 (5/29/2008)	8/12/2008	11/29/2011
PEARL.COM <Class 35>	85,596,105 (4/12/2012)	5/7/2013	4/8/2014
PURRRL <Class 8>	85,089,487 (7/21/2010)	12/28/2010	3/15/2011
PEARL <Class 7>	86,775,195 (10/1/2015)	3/8/2016	.
PEARL <Classes 35, 37, 39, 40, 42, 45>	77,310,507 (10/22/2007)	4/1/2008	6/17/2008

Applied-For Word Mark <Int'l Class>	Applied-For Word Mark Serial No. (Application Date)	Publication Date	Registration Date
PEARL <Class 11>	77,912,189 (1/14/2010)	8/17/2010	3/8/2011
PEARL <Class 36>	76,699,573 (9/22/2009)	3/9/2010	5/25/2010
PEARL NECKLACE <Class 32>	86,062,856 (9/12/2013)	2/24/2015	.
PECKERS <Class 6>	77,918,388 (1/22/2010)	6/8/2010	11/2/2010
PECKERS <Class 41>	77,182,251 (5/16/2007)	12/11/2007	.
PECKERS <Class 43>	77,403,731 (2/22/2008)	7/8/2008	.
PHUC <Class 25>	85,418,294 (9/8/2011)	3/20/2012	6/18/2013
PHUKIT <Class 25>	78,257,504 (6/3/2003)	12/28/2004	3/22/2005
PIE <Class 42>	86,229,409 (3/23/2014)	11/11/2014	1/27/2015
PIE <Class 9>	78,716,088 (9/19/2005)	1/12/2010	6/14/2011
PI <Class 41>	77,321,460 (11/5/2007)	7/8/2008	9/23/2008
PIE <Class 35>	76,614,590 (10/5/2004)	11/6/2007	.

Applied-For Word Mark <Int'l Class>	Applied-For Word Mark Serial No. (Application Date)	Publication Date	Registration Date
P.I.E. <Class 35>	78,800,878 (1/27/2006)	9/19/2006	12/4/2007
PIE <Class 9>	85,439,233 (10/4/2011)	3/13/2012	.
PIE <Class 35>	78,577,149 (3/1/2005)	5/2/2006	7/25/2006
PIE <Classes 9, 43>	86,019,996 (7/25/2013)	5/6/2014	.
PIE <Class 41>	77,007,544 (9/26/2006)	6/17/2008	9/2/2008
PI=E <Classes 36, 41>	78,828,294 (3/3/2006)	4/3/2007	8/3/2010
PIE <Class 35>	77,171,066 (5/2/2007)	7/15/2008	9/30/2008
PYE <Class 9>	79,016,504 (7/26/2005)	5/1/2007	7/17/2007
PIE <Class 35>	86,227,702 (3/20/2014)	9/23/2014	12/9/2014
PINCHE <Class 25>	77,289,894 (9/26/2007)	2/26/2008	.
POKE <Classes 9, 38, 42, 45>	85,981,897 (12/21/2012)	5/7/2013	8/5/2014

Applied-For Word Mark <Int'l Class>	Applied-For Word Mark Serial No. (Application Date)	Publication Date	Registration Date
POKE <Classes 35, 38, 42, 45>	78,920,328 (6/29/2006)	3/25/2008	.
POKE <Class 12>	85,014,483 (4/15/2010)	3/15/2011	11/6/2012
POKE <Class 38>	85,809,236 (12/21/2012)	5/7/2013	.
POKEHER <Class 25>	85,219,680 (1/18/2011)	5/31/2011	.
POON <Class 14>	86,443,589 (11/4/2014)	4/7/2015	6/23/2015
POON <Class 25>	77,151,170 (4/6/2007)	10/9/2007	12/25/2007
POON <Class 41>	77,081,161 (1/11/2007)	10/9/2007	12/25/2007
POOP <Class 25>	77,759,659 (6/15/2009)	10/27/2009	.
POOP <Class 34>	77,168,347 (4/28/2007)	12/4/2007	.
POOP <Class 16>	78,492,778 (10/1/2004)	9/13/2005	.
POOP! <Class 28>	86,050,014 (8/28/2013)	11/5/2013	.
POP SHOTS <Class 33>	85,541,875 (2/14/2012)	9/18/2012	.

Applied-For Word Mark <Int'l Class>	Applied-For Word Mark Serial No. (Application Date)	Publication Date	Registration Date
POP SHOTZ <Class 28>	77,515,989 (7/7/2008)	12/2/2008	2/17/2009
POPSHOTS <Class 30>	78,413,644 (5/5/2004)	4/26/2005	.
POPSHOTS <Class 33>	85,612,706 (4/30/2012)	9/18/2012	.
PRICH <Classes 18, 25>	77,516,144 (7/7/2008)	12/2/2008	10/27/2009
PIE <Classes 35, 41>	86,627,587 (5/13/2015)	10/27/2015	1/12/2016
PULL-OUT <Class 25>	78,676,863 (7/23/2005)	4/11/2006	.
PUNANI <Class 25>	77,396,582 (2/14/2008)	1/6/2009	9/15/2009
PUSS <Class 25>	78,741,135 (10/26/2005)	6/27/2006	7/17/2007
PUSSY <Class 34>	86,758,246 (9/16/2015)	1/26/2016	.
PUSSY <Class 3>	85,262,140 (3/9/2011)	1/17/2012	4/3/2012
RACK <Class 25>	77,263,730 (8/24/2007)	2/17/2009	.
RACK <Class 41>	76,516,281 (5/22/2003)	1/20/2004	1/25/2005

Applied-For Word Mark <Int'l Class>	Applied-For Word Mark Serial No. (Application Date)	Publication Date	Registration Date
RACK <Class 33>	85,463,590 (11/3/2011)	4/17/2012	.
WRACK <Class 9>	76,707,294 (4/18/2011)	9/6/2011	10/30/2012
RAK <Classes 1, 5>	77,186,360 (5/21/2007)	8/7/2007	.
RACK <Class 35>	77,942,725 (2/23/2010)	8/10/2010	10/26/2010
RAC <Class 42>	77,282,599 (9/18/2007)	3/11/2008	11/18/2008
RAC <Class 9>	77,537,110 (8/1/2008)	12/23/2008	.
RETARD <Class 1>	77,185,702 (5/21/2007)	10/23/2007	1/8/2008
RIDEHARD.COM <Class 45>	85,906,303 (4/17/2013)	4/15/2014	.
RIDE HARD <Class 9>	78,584,542 (3/10/2005)	11/8/2005	1/31/2006
RIDE HARD <Classes 16, 25>	78,559,467 (2/3/2005)	12/20/2005	7/11/2006
RIDE HARD <Class 14>	78,561,401 (2/5/2005)	11/1/2005	.
ROADHEAD <Class 28>	85,759,575 (10/22/2012)	4/2/2013	6/18/2013

Applied-For Word Mark <Int'l Class>	Applied-For Word Mark Serial No. (Application Date)	Publication Date	Registration Date
ROD <Classes 25, 45>	86,668,054 (6/19/2015)	11/10/2015	5/2/2017
ROD <Class 9>	77,954,644 (3/9/2010)	7/27/2010	10/12/2010
ROD'S <Class 30>	77,755,059 (6/9/2009)	3/9/2010	2/15/2011
ROD'S <Class 32>	86,726,980 (8/17/2015)	1/12/2016	5/2/2017
SAC <Class 9>	76,498,516 (3/18/2003)	11/18/2003	2/10/2004
SAKK <Class 27>	85,178,079 (11/16/2010)	4/26/2011	7/12/2011
SAC <Class 20>	78,491,844 (9/29/2004)	9/20/2005	12/13/2005
SAC <Class 41>	77,636,716 (12/19/2008)	4/7/2009	.
SAC <Class 25>	78,786,771 (1/6/2006)	4/10/2007	.
SACK <Class 45>	86,491,912 (12/29/2014)	5/26/2015	10/13/2015
SKRU <Class 25>	78,861,474 (4/13/2006)	11/28/2006	2/13/2007
SCREW <Class 33>	76,598 834 (6/23/2004)	7/25/2006	3/27/2007

Applied-For Word Mark <Int'l Class>	Applied-For Word Mark Serial No. (Application Date)	Publication Date	Registration Date
SCREW <Class 28>	77,784,088 (7/17/2009)	7/2/2013	.
SCREW <Class 16>	78,812,505 (2/10/2006)	7/31/2007	10/16/2007
SCRŪ <Class 28>	78,405,391 (4/21/2004)	2/8/2005	.
SCREW U <Class 41>	77,247,278 (8/4/2007)	2/12/2008	.
SCREW U <Class 8>	76,697,933 (6/16/2009)	1/19/2010	.
SCREW U. <Class 41>	78,264,856 (6/19/2003)	5/11/2004	.
SEX.LOL <Class 35>	86,629,038 (5/14/2015)	10/6/2015	.
SEX <Class 34>	76,512,616 (4/21/2003)	4/13/2004	7/6/2004
$€X <Class 36>	77,816,340 (8/31/2009)	2/2/2010	11/23/2010
S-EX <Class 3>	85,728,643 (9/13/2012)	2/19/2013	5/7/2013
SEXXX <Classes 32, 33>	77,516,519 (7/8/2008)	9/22/2009	.
SHIZNIT <Class 8>	86,525,149 (2/5/2015)	6/23/2015	4/26/2016

Applied-For Word Mark <Int'l Class>	Applied-For Word Mark Serial No. (Application Date)	Publication Date	Registration Date
SHOOT <Classes 25, 28>	78,896,654 (5/31/2006)	6/17/2008	9/2/2008
SHOOT <Classes 38, 41, 42, 44>	79,038,454 (11/14/2006)	5/13/2008	7/29/2008
SHOOT <Class 9>	79,184,395 (12/10/2015)	9/20/2016	2/27/2018
SHOOT! <Class 30>	77,292,920 (10/1/2007)	1/8/2008	.
SHOOT <Class 42>	86,283,613 (5/16/2014)	10/21/2014	7/18/2017
SHOVEABITCH.COM <Class 25>	77,104,125 (2/9/2007)	8/7/2007	.
SHOVEABITCH.COM <Class 41>	77,104,184 (2/9/2007)	8/7/2007	.
SHT <Classes 9, 20>	86,359,800 (8/7/2014)	9/29/2015	12/15/2015
SHT <Class 9>	79,116,574 (3/21/2012)	4/30/2013	7/16/2013
SHT <Class 9>	78,598,132 (3/30/2005)	12/27/2005	.

Applied-For Word Mark <Int'l Class>	Applied-For Word Mark Serial No. (Application Date)	Publication Date	Registration Date
69 <Classes 6, 9, 12, 14, 16, 21, 24, 25, 26>	79,182,666 (10/30/2015)	5/3/2016	7/19/2016
SKEET <Class 11>	86,288,685 (5/22/2014)	10/14/2014	6/2/2015
SLOPPY SECONDS <Class 30>	86,295,160 (5/29/2014)	10/21/2014	.
SL, UT <Class 25>	85,103,853 (8/10/2010)	9/6/2011	11/22/2011
SL, UT <Classes 16, 21>	85,516,498 (1/13/2012)	8/21/2012	11/6/2012
S.L.U.T.S. <Class 16>	78,774,261 (12/15/2005)	8/29/2006	9/18/2007
SLUTS <Class 9>	85,653,958 (6/17/2012)	11/13/2012	1/29/2013
S.L.U.T.S. <Class 25>	77,209,355 (6/19/2007)	10/28/2008	1/13/2009
SNATCH <Class 41>	78,696,232 (8/19/2005)	5/9/2006	11/7/2006
SNATCH <Classes 9, 35, 42, 45>	86,206,331 (2/27/2014)	11/11/2014	.
SNACHE <Class 28>	85,360,840 (6/30/2011)	6/12/2012	8/28/2012

Applied-For Word Mark <Int'l Class>	Applied-For Word Mark Serial No. (Application Date)	Publication Date	Registration Date
SNATCH MAGNET <Class 41>	77,215,194 (6/26/2007)	12/4/2007	.
SHT <Class 33>	86,110,120 (11/5/2013)	4/1/2014	.
SOFA KING <Class 30>	86,826,008 (11/19/2015)	5/10/2016	7/26/2016
SPUNK <Class 45>	86,245,358 (4/8/2014)	8/26/2014	5/3/2016
SPUNK <Classes 25, 41>	77,723,181 (4/27/2009)	9/29/2009	4/6/2010
SPUNK <Class 5>	85,118,979 (8/30/2010)	2/15/2011	.
SPUNK <Class 5>	78,861,311 (4/13/2006)	6/12/2007	.
SPUNK <Class 1>	76,712,611 (10/11/2012)	3/26/2013	6/11/2013
SQURT! <Class 28>	85,695,123 (8/3/2012)	7/23/2013	5/20/2014
SQUIRT <Class 32>	78,354,144 (1/20/2004)	10/19/2004	1/11/2005
SQUIRT <Class 21>	76,576,624 (2/20/2004)	9/5/2006	.
SQUIRT <Class 4>	77,238,585 (7/25/2007)	7/1/2008	9/16/2008

Applied-For Word Mark <Int'l Class>	Applied-For Word Mark Serial No. (Application Date)	Publication Date	Registration Date
SQUIRT <Classes 9, 42>	77,188,003 (5/23/2007)	10/9/2007	8/5/2008
SQUIRT <Class 32>	85,479,130 (11/22/2011)	5/8/2012	9/18/2012
SQUIRT <Class 5>	77,734,599 (5/12/2009)	4/20/2010	7/6/2010
SQUIRT <Class 30>	85,590,532 (4/5/2012)	11/6/2012	.
SQUIRT <Class 21>	76,603,613 (7/23/2004)	9/20/2005	12/13/2005
SQUIRT <Class 8>	85,277,061 (3/25/2011)	7/5/2011	9/20/2011
SQUIRT <Class 7>	78,486,110 (9/20/2004)	12/13/2005	.
SQUIRT <Class 30>	78,252,881 (5/21/2003)	10/18/2005	1/10/2006
SQUIRT <Classes 24, 28>	77,178,092 (5/10/2007)	2/26/2008	7/7/2009
SQUIRT <Class 25>	78,674,209 (7/20/2005)	4/11/2006	7/4/2006
STFU!!! <Class 33>	85,418,950 (9/9/2011)	1/17/2012	.
STFU <Class 13>	86,740,351 (8/28/2015)	1/19/2016	4/5/2016

Applied-For Word Mark <Int'l Class>	Applied-For Word Mark Serial No. (Application Date)	Publication Date	Registration Date
STFU <Class 25>	85,226,902 (1/26/2011)	5/31/2011	.
STFU <Class 25>	77,794,617 (7/31/2009)	1/12/2010	.
STIFFY <Class 7>	76,688,811 (4/21/2008)	4/7/2009	6/23/2009
STIFFY <Class 5>	85,004,565 (4/1/2010)	8/24/2010	11/9/2010
STIFFY <Class 28>	85,473,834 (11/16/2011)	5/1/2012	2/5/2013
STIFFY <Class 9>	78,825,102 (2/28/2006)	6/12/2007	8/28/2007
STIFFY <Class 6>	78,296,231 (9/4/2003)	6/15/2004	6/7/2005
STIFFY <Class 8>	85,714,065 (8/27/2012)	2/19/2013	5/7/2013
STIFFY <Class 28>	85,443,682 (10/10/2011)	3/20/2012	12/11/2012
STIFFY <Class 28>	85,711,494 (8/23/2012)	2/18/2014	5/6/2014
STIFFY <Class 16>	77,218,039 (6/28/2007)	5/11/2010	9/11/2012
STIFFY <Class 8>	85,714,016 (8/27/2012)	2/19/2013	5/7/2013

Applied-For Word Mark <Int'l Class>	Applied-For Word Mark Serial No. (Application Date)	Publication Date	Registration Date
STUFT <Class 16>	86,614,771 (4/29/2015)	9/15/2015	12/1/2015
STUFFED <Classes 35, 43>	85,540,872 (2/13/2012)	1/15/2013	4/2/2013
STUFT <Class 20>	85,735,699 (9/21/2012)	2/5/2013	4/23/2013
STUNT COCK <Class 25>	78,415,488 (5/8/2004)	7/5/2005	.
SUK <Class 10>	77,396,132 (2/13/2008)	7/29/2008	12/23/2008
SUCKIT. <Class 16>	77,296,697 (10/4/2007)	3/18/2008	3/23/2010
SUCK IT <Class 37>	77,163,940 (4/24/2007)	12/18/2007	.
SUCK IT <Class 33>	77,404,550 (2/23/2008)	9/9/2008	11/25/2008
SUX <Class 30>	78,674,371 (7/20/2005)	3/28/2006	.
SUX <Class 5>	78,674,413 (7/20/2005)	3/28/2006	.
SUXX <Class 33>	77,558,099 (8/28/2008)	8/18/2009	11/3/2009
SUPERWANG <Class 5>	85,962,120 (6/17/2013)	5/13/2014	7/29/2014

Applied-For Word Mark <Int'l Class>	Applied-For Word Mark Serial No. (Application Date)	Publication Date	Registration Date
SWAMP ASS <Class 3>	86,657,500 (6/10/2015)	4/26/2016	.
SUYT <Class 25>	78,648,385 (6/10/2005)	2/21/2006	5/16/2006
TIT <Classes 11, 37>	85,497,106 (12/16/2011)	12/22/2015	10/11/2016
TERRIFIC TETAS <Class 25>	77,056,178 (12/4/2006)	6/26/2007	5/13/2008
THC <Class 5>	78,765,088 (12/1/2005)	8/8/2006	.
THC <Class 25>	86,562,672 (3/12/2015)	7/28/2015	11/29/2016
T.H.C. <Class 28>	86,464,911 (11/25/2014)	5/5/2015	7/21/2015
THC <Class 7>	79,018,422 (9/22/2005)	12/26/2006	7/13/2010
THE D <Class 30>	86,028,193 (8/4/2013)	12/31/2013	12/2/2014
THE D <Class 41>	85,634,349 (5/24/2012)	2/26/2013	5/14/2013
THE D <Class 41>	86,367,614 (8/15/2014)	3/24/2015	.
THE D <Classes 25, 28>	85,470,611 (11/11/2011)	5/15/2012	.

Applied-For Word Mark <Int'l Class>	Applied-For Word Mark Serial No. (Application Date)	Publication Date	Registration Date
THE D <Classes 41, 43>	85,981,038 (11/11/2011)	5/15/2012	4/1/2014
THE D <Class 25>	85,654,302 (6/18/2012)	1/22/2013	4/9/2013
THE FLUFFER <Class 32>	86,766,202 (9/23/2015)	2/16/2016	5/3/2016
THC <Class 41>	86,526,331 (2/5/2015)	7/7/2015	9/22/2015
THE PECKERS <Class 41>	85,074,046 (6/29/2010)	11/23/2010	2/8/2011
THE SHIZNIT <Class 1>	77,954,655 (3/9/2010)	7/13/2010	.
THE SHOCKER <Class 25>	76,687,341 (3/4/2008)	6/10/2008	.
THE SHOCKER <Class 34>	86,451,373 (11/11/2014)	4/28/2015	7/14/2015
TIT <Class 25>	77,577,465 (9/24/2008)	2/17/2009	.
TITMOUSE <Class 41>	77,382,138 (1/28/2008)	6/10/2008	8/26/2008
TITZLING <Class 25>	85,496,065 (12/15/2011)	5/22/2012	9/30/2014
TITZLINGER <Class 25>	85,496,079 (12/15/2011)	5/22/2012	8/26/2014

Applied-For Word Mark <Int'l Class>	Applied-For Word Mark Serial No. (Application Date)	Publication Date	Registration Date
TOTTIE <Class 25>	78,786,351 (1/6/2006)	3/13/2007	.
UCK <Class 25>	77,887,866 (12/7/2009)	4/27/2010	9/21/2010
UP AND COMING <Classes 14, 25>	77,557,115 (8/27/2008)	1/13/2009	6/8/2010
U.P. YOURS <Class 32>	86,580,969 (3/30/2015)	8/18/2015	11/3/2015
UP YOURS <Class 41>	85,424,057 (9/15/2011)	2/21/2012	5/8/2012
UP YOURS <Class 35>	86,158,873 (1/7/2014)	5/20/2014	.
UPYOURS <Class 38>	85,298,597 (4/19/2011)	9/20/2011	12/6/2011
VAGINA <Class 15>	85,726,658 (9/12/2012)	3/5/2013	5/21/2013
VELLHUNGWOOD CELLARS <Class 33>	78,665,764 (7/7/2005)	5/2/2006	.
WANG <Class 10>	76,549,614 (10/3/2003)	8/2/2005	10/25/2005
WEED <Classes 3, 28>	78,774,251 (12/15/2005)	2/5/2008	.

Applied-For Word Mark <Int'l Class>	Applied-For Word Mark Serial No. (Application Date)	Publication Date	Registration Date
W.E.E.D. <Class 41>	85,218,400 (1/14/2011)	5/31/2011	.
WEED <Class 35>	78,272,765 (7/10/2003)	9/21/2004	12/14/2004
WEED <Class 16>	86,773,909 (9/30/2015)	10/4/2016	.
W.E.E.D. <Class 25>	85,688,696 (7/27/2012)	1/1/2013	10/20/2015
WEED <Class 34>	86,001,903 (7/3/2013)	10/28/2014	3/29/2016
WEED <Class 32>	77,519,631 (7/10/2008)	12/2/2008	.
WEED <Class 3>	86,607,024 (4/23/2015)	9/27/2016	.
WEED <Class 21>	86,588,785 (4/6/2015)	3/22/2016	4/25/2017
WETBOX <Class 34>	85,033,738 (5/9/2010)	3/22/2011	6/7/2011
WHORE <Class 3>	78,299,386 (9/11/2003)	6/8/2004	5/31/2005
WIENER <Class 7>	79,010,249 (2/24/2005)	6/13/2006	9/5/2006
WILLY <Classes 16, 41>	77,330,960 (11/15/2007)	4/22/2008	11/11/2008

Applied-For Word Mark <Int'l Class>	Applied-For Word Mark Serial No. (Application Date)	Publication Date	Registration Date
WILLY <Class 31>	85,236,663 (2/8/2011)	7/12/2011	9/27/2011
WILLY <Class 37>	78,728,932 (10/7/2005)	6/20/2006	6/22/2010
WILLY <Class 3>	86,274,282 (5/7/2014)	1/6/2015	5/24/2016
WILLY <Class 32>	86,112,339 (11/6/2013)	4/15/2014	7/1/2014
WILLY <Class 30>	86,818,853 (11/12/2015)	8/2/2016	
WILSON <Class 8>	78,402,918 (4/16/2004)	8/9/2005	11/1/2005
WILSON <Classes 9, 18, 24, 25, 28>	77,168,844 (4/30/2007)	10/7/2008	12/23/2008
WILSON <Class 9>	86,415,613 (10/6/2014)	1/20/2015	4/7/2015
WILLSON <Class 9>	78,402,457 (4/15/2004)	6/14/2005	6/6/2006
WILSON <Classes 9, 16, 41>	77,167,686 (4/27/2007)	3/18/2008	6/3/2008
WILSON <Classes 9, 16, 28, 41, 45>	79,049,008 (10/24/2007)	7/6/2010	9/21/2010

Applied-For Word Mark <Int'l Class>	Applied-For Word Mark Serial No. (Application Date)	Publication Date	Registration Date
W JEANS <Class 25>	78,566,187 (2/12/2005)	11/8/2005	.
WILSON <Class 2>	78,418,878 (5/14/2004)	5/31/2005	8/23/2005
WOODY <Classes 14, 18>	85,247,124 (2/20/2011)	8/9/2011	10/25/2011
WOODY <Class 28>	76,581,549 (3/15/2004)	8/9/2005	11/1/2005
WOODY <Class 25>	86,272,718 (5/6/2014)	7/21/2015	10/6/2015
WOODY <Class 12>	76,495,726 (3/3/2003)	11/18/2003	2/10/2004
W DY <Classes 9, 16, 35, 41>	77,502,181 (6/18/2008)	11/11/2008	.
WOODY <Class 8>	77,219,517 (6/29/2007)	9/22/2009	12/8/2009
WOODY <Class 28>	77,161,903 (4/20/2007)	4/29/2008	7/15/2008
WOODEE <Class 28>	78,910,509 (6/16/2006)	11/13/2007	4/7/2009
WOODY <Class 21>	85,741,506 (9/28/2012)	3/5/2013	5/21/2013
WOODI <Class 21>	86,020,169 (7/25/2013)	10/29/2013	1/14/2014

Appendix 8
Trademark Applications Consisting of Variations on FUCK CANCER Filed From 2003 Through 2015 That Received a § 1052(a) Immoral-or-Scandalous Refusal

Variation Receiving § 1052(a) Refusal <Int'l Class>	**Serial No. (Application Date)**	**Publication Date**	**Registration Date**
FUCANCER <25>	76,615,171 (10/7/2004)	.	.
F CK CANCER F C <25>	77,437,332 (4/1/2008)	.	.
F CANCER <25>	77,562,888 (9/4/2008)	.	.
FCK CANCER <25>	77,728,361 (5/4/2009)	.	.
F CK CANCER <14,25>	77,805,554 (8/16/2009)	.	.
FUCK CANCER <25,40>	77,835,941 (9/27/2009)	.	.
F CK CANCER <25>	77,851,260 (10/18/2009)	.	.
F CANCER IN THE "A" <14,25>	77,916,465 (1/21/2010)	.	.

Variation Receiving § 1052(a) Refusal <Int'l Class>	Serial No. (Application Date)	Publication Date	Registration Date
F CANCER <25>	77,954,532 (3/9/2010)	5/31/2011	.
F CANCER <25>	77,983,618 (3/9/2010)	5/31/2011	6/10/2014
FCK CANCER FC <25>	78,959,914 (8/24/2006)	.	.
F K CANCER <25>	85,220,344 (1/18/2011)	.	.
FUCK CANCER <16>	85,237,359 (2/8/2011)	.	.
FUCK CANCER <14>	85,786,337 (11/24/2012)	.	.
P.H.U.C. CANCER (PLEASE HELP US CURE CANCER) <25>	85,855,531 (2/20/2013)	.	.
F K CANCER <25>	86,016,028 (7/22/2013)	.	.
FUCANCER <25>	86,038,364 (8/14/2013)	.	.

Variation Receiving § 1052(a) Refusal <Int'l Class>	Serial No. (Application Date)	Publication Date	Registration Date
FUKC CANCER <21,25>	86,181,814 (2/1/2014)	.	.
FUCK CANCER <25>	86,286,757 (5/20/2014)	.	.
F CK CANCER <42>	86,288,375 (5/21/2014)	.	.
FUCK CANCER <25>	86,290,011 (5/23/2014)	.	.
FU CANCER <14,25,35>	86,852,304 (12/17/2015)	.	.